

URBAN/MUNICIPAL

CAY ON HBL AOS

CSIF31

1996

AGENDA OF THE

FINANCE AND  
ADMINISTRATION  
COMMITTEE

JAN. 23, 1996



URBAN/MUNICIPAL  
CAY ON HBL A05  
CSIF31  
1996



## NOTICE OF MEETING

### FINANCE AND ADMINISTRATION COMMITTEE

URBAN MUNICIPAL

Tuesday, 1996 January 23  
1:30 o'clock p.m.  
Room 233, City Hall

JAN 26 1996

GOVERNMENT DOCUMENT

Susan K. Reeder, Secretary  
Finance and Administration Committee

### AGENDA

#### A. HAMILTON HARBOUR COMMISSIONERS

- (a) Duncan Beattie, City's representative on the Hamilton Harbour Commissioners (no copy)
- (b) Information Report - City Solicitor - National Marine Policy
- (c) Correspondence - The Hamilton Harbour Commissioners - Five Year Capital Budget

#### 1. VIDEO PRESENTATION

Election System Replacement

(All members of City Council are invited to attend)

#### 2. MAYOR ROBERT M. MORROW

- (a) Draft Bill for Private Legislation - Authority for the City (Region and School Boards) to lower taxes in identified areas in the City
- (b) Information Report - City Solicitor - Special legislation: Downtown Levy Reduction Area
- (c) Correspondence - Greater Hamilton Downtown Community Development Corporation's Founding Board - Request for Market Value Reassessment



3. **CITY CLERK**

- (a) Election System Replacement
- (b) Extended hours for licensed establishments - World Curling Championships

4. **GRANTS CO-ORDINATOR**

1996 General Grants Process

5. **COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

1996 Ontario Parks Association Summer Training - Institute and Annual General Meeting

- (a) Recommendation - Treasurer - Funding - 1996 Ontario Parks Association Summer Training Institute and Annual General Meeting

6. **INFORMATION SYSTEMS OPERATION REVIEW STEERING COMMITTEE**

Appointment of Consultant to complete the Operational Review of the Information Systems Department

7. **CHIEF ADMINISTRATIVE OFFICER AND TREASURER**

Information requests - Constituent Assembly

8. **BOARD OF DIRECTORS, MUNICIPAL NON-PROFIT (HAMILTON) HOUSING CORPORATION/HAMILTON HOUSING COMPANY LIMITED**

Board Composition - Municipal Non-Profit (Hamilton) Housing Corporation/Hamilton Housing Company Limited

9. **CONSENT AGENDA**

10. **IN CAMERA AGENDA**

11. **OTHER BUSINESS**

12. **ADJOURNMENT**



A. (b.)

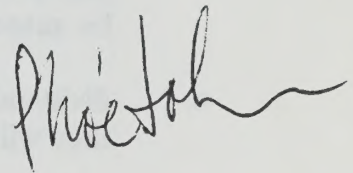
**CITY OF HAMILTON**  
**- INFORMATION -**

**DATE:** 1996 January 15

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** National Marine Policy



**BACKGROUND:**

The Federal Minister of Transportation announced on December 14, 1995 a new National Marine Policy. The local Member of Parliament, Mr. Stan Keyes had chaired a Standing Committee on Transport for the House of Commons earlier that year. The Standing Committee after receiving submission, filed its report in May 1995.

**DISCUSSION:**

Acting Mayor D. Drury hosted a conference call with members of FCM on January 12, 1995 on the attached document and meetings thereon. The attached shows Hamilton on Appendix B, as a Local Port; however, in the Policy presented in the House of Commons, the Minister indicated that Hamilton (and Toronto) Ports are under review. Those Ports designated already as mandatory on Appendix A as part of the National Port System as CPAs (Canada Port Authorities) will commence upon passage of the new legislation The Canada Marine Act. The report anticipates the financial arrangements and devolution of assets to be complete in advance. Those comprising the National Port System that are currently under the Harbour Commissions Act will be given a transition of two years for smooth turnover from the current operation. This transition would see the Harbour Commissions remaining in operation for no more than two years.

Those ports on the Local list may apply to Transport Canada within six months of passage of The Canada Marine Act to convert to the National Port System. Hamilton and Toronto are not subject to the initial time delay. We anticipate receiving confirmation of this from the Minister. The Minister has not identified either the process or the criteria which these ports must meet in order to convert to National status.

Representatives of FCM have been involved in the process prior to the Keyes

Committee report being filed. FCM made presentations to the Committee. The FCM is primarily concerned with:

- loss of revenue from either grants in lieu of taxes or municipal taxes paid
- additional burden on local police forces
- open ended "negotiations" for fee for service
- exclusion of elected officials and staff from consideration for appointments based on fiduciary responsibility; no consideration that private sector users would potential to benefit and thereby be suspect to conflict.
- dividends to the Federal Government, and no assurances that they will be reinvested in the local port.
- uncertainty about the operation of the Seaway and principles of cost recovery

No discussion on the following:

Land Use Planning

Port authority to expropriate and increase land holdings

Definition of "shipping and navigation"

The recommendation instead was made that we contact the Province and seek their support in our position on land use planning and open ended negotiations for "fee for service".

***What this nation must have is an integrated and affordable national transportation system. One that emphasizes safety and reliability. One that is efficient. And one that builds strong, viable companies in all modes.***

Transport Minister Douglas Young  
National Transportation Day, June 3, 1994



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## MODERNIZING CANADIAN TRANSPORTATION

Recognizing that large segments of Canada's transportation system were overbuilt, inefficient and heavily reliant on subsidies, Transport Minister Douglas Young in 1994 set out a comprehensive strategy to modernize Canadian transportation and prepare it for the 21st century. The government is now well on the way to implementing that strategy.

### *Improvements in the Air Sector: Airports, Air Navigation and Open Skies*

Under the July 1994 National Airports Policy, Canada's 26 largest and busiest airports form the National Airports System (NAS). Transferred to Canadian Airport Authorities, these NAS airports will be run by boards of directors made up of community interests. Dozens of communities have signed letters of intent to transfer other federal airports to local control. For travellers, airlines and airport operators, local control means efficiency, affordability, reliance on business principles, and service that meets their needs.

The government is also commercializing the Air Navigation System. After consulting with users, unions, employees and other interested parties, a not-for-profit corporation was set up with representation from those who use the system. Transport Canada will continue to ensure strict compliance with safety regulations.

In December 1994, the Government of Canada unveiled a new International Air Transportation Policy, establishing clear criteria for air route designations, while at the same time addressing the interests of travellers, shippers and airport communities. And in February 1995, the government signed the landmark Open Skies agreement with the United States. This agreement gives Canadian air carriers unlimited route rights from any point in Canada to any point in the U.S., enabling Canadian and U.S. travellers to have greater direct access to their destination of choice.

### *Improvements in the Rail Sector: CN Privatization*

The government is taking action to ensure the future of Canada's rail sector. Canadian National was privatized through the largest initial public offering of shares in Canada's history. Privatization assures CN's long-term survival, as well as its ability to provide coast-to-coast mainline service. The privatization of CN realized proceeds of \$2.16 billion.



### ***Legislation and Regulations: Less Red Tape, Continued Safety***

New legislation is making it easier for Canadian transportation companies to do what they do best — move people and goods safely, efficiently and affordably. The *Canada Transportation Act*, recently introduced in the House of Commons, will modernize and streamline archaic rail regulation, eliminate unnecessary regulation in other modes of transport, and promote commercial decision-making. Throughout these changes, safety remains the government's number one priority in the transport sector.

### ***Reduced Subsidies***

The government has significantly reduced subsidies that over time had led to inefficiency in the Canadian transport system. More than \$600 million in subsidy payments under the *Western Grain Transportation Act* and Atlantic Region Freight Assistance Program have been eliminated entirely. The government has also announced plans to reduce, where possible, the annual subsidies to Marine Atlantic and VIA Rail.

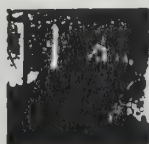
### ***National Marine Policy: Ports, Seaway, Ferries and Pilotage***

The National Marine Policy is the next major component of the Government of Canada's strategy to strengthen Canada's transportation system.



## A CANADIAN MARINE SYSTEM FOR THE FUTURE

- Much of Canada's marine system is overbuilt and overly dependent on government subsidization. Canada's marine system must be more responsive to the needs of its users. Canadian taxpayers can no longer afford the status quo.
- The National Marine Policy changes only the Government of Canada's direct operating role in the marine sector. The government's commitment to high levels of safety, security and environmental protection throughout the system remains the same.
- The objectives of the National Marine Policy are to:
  - ensure affordable, effective and safe marine transportation services;
  - encourage fair competition based on transparent rules applied consistently across the marine transport system;
  - shift the financial burden for marine transportation from the Canadian taxpayer to the user;
  - reduce infrastructure and service levels where appropriate, based on user needs; and
  - continue the Government of Canada's commitment to safe transportation, a clean environment, and service to designated remote communities. The government will also maintain its commitment to meeting all constitutional obligations.
- Reflected throughout the National Marine Policy is the principle of commercialization. In some cases, commercialization means creating new management structures to make operations more efficient. In other cases, it means reducing costs to the taxpayer by accounting for the real costs of a service, making sure costs are clear and transparent to users, and designing more efficient charging systems. It also means letting users decide what services they will receive and pay for. It may mean letting the private sector deliver certain services. Commercialization, in all cases, means eliminating unnecessary regulation and outdated legislation.
- At the request of the Minister of Transport, the House of Commons Standing Committee on Transport undertook a comprehensive study of the national marine sector in early 1995. The committee travelled across the country and heard from interested parties, including provincial governments, municipalities, labour



representatives, shippers and the marine industry. The committee report contains a number of recommendations to improve the marine system, many of which are addressed by the National Marine Policy.

- Transport Canada officials also consulted widely on marine policy issues with shippers and industry representatives, and held formal meetings with user groups across the country.
- The principles contained in the policy will be applied equitably across the country. The safety and security of marine transportation will continue to be ensured.

### ***Canada Marine Act***

There is currently no single, comprehensive piece of legislation governing the marine sector in Canada. Ports, for example, operate under several different legislative regimes, each with its own mandate, financial rules and regulations. Much of the current legislation requires lengthy approval processes and stifles effective decision-making.

New legislation is required to consolidate and modernize the marine regulatory regime, cut red tape and allow for faster business decisions. The Government of Canada will therefore introduce a *Canada Marine Act* in the House of Commons early in 1996.

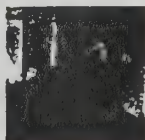
### ***National Ports System***

Canada's port system suffers from overcapacity and inefficiency.

80% of marine traffic passes through only 40 of the 572 sites under the responsibility of the Minister of Transport. The extensive public investment in port infrastructure does not provide an adequate return to taxpayers, who have funded most port development projects over the years.

The Government of Canada will therefore commercialize public ports, withdraw from direct operation and enable users of the system to have more say in how they work.

- A National Ports System has been identified that will include the financially self-sufficient ports vital to domestic and international trade. These ports will be managed



by Canada Port Authorities (CPAs) made up of representatives nominated by user groups and various levels of government. Canada Ports Corporation, which currently oversees most of these ports, will be phased-out. The port authority model will instill commercial discipline in Canada's major ports and pave the way for efficiency gains necessary for ports and their users to remain competitive in the global economy. Government funding will not be available for CPAs.

- A second category of ports — Regional/Local ports — will be transferred, with federal help through a \$125-million Port Assistance Fund, to provincial governments, municipal authorities, community organizations, private interests and other groups over a six-year period. These ports will be managed by local interests in a manner more responsive to local needs, with lower costs and better service. Under the National Marine Policy, port communities may apply for the conversion of their Regional/Local port or group of ports to a CPA, although the port(s) would have to meet the necessary criteria — including the requirement for financial self-sufficiency — before being granted CPA status. Such applications will be considered on a case-by-case basis. In some cases, ports may be transferred to other federal departments if it is determined they are required in support of departmental objectives.
- Maintenance of a third category of ports — Remote ports — will be ensured by the Government of Canada. Remote ports have been identified using criteria that reflect the community's isolation and its reliance on both marine transportation and an existing Transport Canada fixed wharf structure.

### ***St. Lawrence Seaway***

The Great Lakes-St. Lawrence Seaway is a crucial waterway, but it is also a business.

The Seaway's long-term survival depends on sustaining healthy traffic levels. To achieve these levels, the Seaway must be a safe, cost-effective and competitive transportation route for the movement of bulk goods.

The Government of Canada will pursue commercialization of the operations of the Great Lakes-St. Lawrence Seaway system.



## *Ferry Services*

Canadian taxpayers currently subsidize marine ferry services by close to \$150 million per year at the federal level.

Under the National Marine Policy, the Government of Canada will continue to support all constitutionally mandated services, as well as those required by remote communities. In order to maintain essential services, it will be necessary to ensure that limited resources are applied where needed most.

Marine Atlantic will be directed to substantially reduce its costs and increase efficiency by exploring new vessel management and procurement practices, the commercial operation of vessels and the streamlining of services, as well as schedule adjustments and the possible transfer of some services to provincial control. The government will continue to regulate the safety of ferry services and ensure that high safety standards are maintained.

The Government of Canada will explore means to reduce the cost of other federally subsidized ferry services currently provided by private-sector operators. The ferry subsidy agreement with the Province of British Columbia will be reviewed with a view to concluding satisfactory arrangements consistent with the National Marine Policy.

## *Pilotage*

Maintaining an effective pilotage regime to ensure safety and environmental protection is the primary concern of government, users, the Pilotage Authorities and pilots alike. During consultations on the Canadian pilotage system, questions arose about the high cost of pilotage, the extent of compulsory pilotage, and the difficulty of obtaining a pilotage certificate.

Under the National Marine Policy, the modernization of marine pilotage requires that four issues be addressed: the need to reduce costs; the validity of current compulsory pilotage areas and the mechanism for making such designations; the criteria for qualifying as a pilot or holding a pilotage certificate, and the basis for granting vessel exemptions and waivers; and the need to speed up the rate-setting process for new tariffs. The



Pilotage Authorities are reporting to the Minister of Transport in December 1995 on the status of these issues.

Canadian taxpayers will no longer cover deficits incurred by the Pilotage Authorities. Cost recovery for pilotage services will be 100 per cent.

### *Transport Canada's Future Role*

Transport Canada will:

- maintain the high standards of safety and security Canadians have come to expect in the marine system;
- ensure that essential services and remote community services are maintained, and that all constitutional obligations are met;
- facilitate an integrated and affordable national transportation system that is more responsive to user and community needs.

To meet these objectives for the future, the department will focus on developing appropriate policy and legislation, and on formulating and enforcing standards for safety and security.





## THE CANADA MARINE ACT

- Introduction of a new, comprehensive *Canada Marine Act*.
- Act will modernize marine regulatory regime, cut red tape and allow for faster business decisions.

### ***Background***

- There is currently no single, comprehensive piece of legislation governing the marine sector in Canada. Ports, for example, operate under several different legislative regimes, each with its own mandate, financial rules and regulations. Much of the current legislation requires lengthy approval processes and stifles effective decision-making.
- New legislation is required to consolidate and modernize the marine regulatory regime, cut red tape, reduce overhead costs and allow for faster business decisions.

### ***The Canada Marine Act***

- New legislation — the *Canada Marine Act* — will be introduced in the House of Commons early in 1996, in order to effect many of the changes outlined in the National Marine Policy.

### ***Instilling Commercial Discipline and Bringing Needed Change***

- The legislation will make it easier for ports to operate according to business principles. It will enable the Minister of Transport to commercialize the operations of the Seaway and to improve the way Pilotage Authorities operate in Canada.

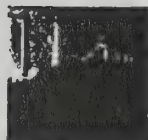
### ***Streamlining Legislation***

- The new Act will allow the government to repeal several pieces of legislation: the *Canada Ports Corporation Act*, *Harbour Commissions Act* and *Public Harbours and*



*Port Facilities Act*. The *St. Lawrence Seaway Authority Act* will be repealed if management of the Seaway is transferred to a not-for-profit private-sector corporation.

- The *Hamilton Harbour Commissioners' Act* and *Toronto Harbour Commissioners' Act* will remain in place while their status is reviewed.
- Acts that will be amended include the *Financial Administration Act*, *Pilotage Act* and *Canada Transportation Act*.

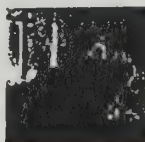


## PORTS

- A National Ports System managed by Canada Port Authorities.
- Regional/Local ports transferred to local organizations over six years.
- Maintenance of designated Remote ports ensured by the Government of Canada.

### *Background*

- Canada's port system suffers from overcapacity and inefficiency.
- The Government of Canada's extensive involvement in port operations is unnecessary and stifles commercial decision-making.
- 80% of marine traffic passes through only 40 of the 572 sites under the responsibility of the Minister of Transport. The extensive public investment in port infrastructure does not provide an adequate return to Canadian taxpayers, who have funded most port development projects over the years.
- Different regulatory regimes — each with its own mandate, operating rules, financial procedures and cost structure — are in place:
  - Ports Canada oversees seven local port corporations and seven smaller divisional ports, which have collectively remitted \$10 million annually to cover head office expenses.
  - Nine harbour commissions operate under three separate pieces of legislation.
  - Transport Canada directly administers 549 public port sites, many of which no longer have public facilities or have had little or no recorded commercial traffic for at least five years.
  - Fisheries and Oceans also oversees another 2,000 recreational and fishing harbours and ports.
  - There are also a number of private ports, which receive no direct government subsidies, that collectively handle about 10 per cent of Canada's marine traffic.



- Compounding the problems of excess capacity and inefficient management structures is the state of marine labour, which is constrained by rigid agreements and outdated work practices. Governments have been repeatedly forced to intervene in labour disputes. Workers at ports have been legislated back to work 14 times since 1972.
- Port management faces many layers of bureaucratic approvals in order to implement business decisions. Many capital projects and other ordinary transactions, such as contracts and leases, require approval from as many as five separate government entities. Current boards of directors are not subject to the commercial discipline routinely imposed on private-sector companies.
- To compete into the 21st century, Canada's port system needs to be commercialized under clear, consistent criteria applied equitably coast to coast. The Government of Canada must focus its attention on ports vital to domestic and international trade, as well as on preserving access to remote regions of the country. It must also enable communities and other interests to look after ports of regional and local concern. Ports need to be free of government red tape and allowed to make business decisions. Port management must be made accountable to users and to the general public. Users of the system should have more say in how commercial ports work. Canadian taxpayers can no longer afford the status quo.

### *I — The National Ports System*

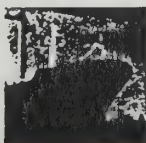
- The Government of Canada is establishing a National Ports System that includes ports vital to domestic and international trade.
- The government will transfer operational control of these ports to Canada Port Authorities (CPAs) made up of representatives nominated by port user groups and various levels of government. A number of criteria have been considered in identifying CPAs that will form part of the National Ports System:
  - self-sufficiency;
  - importance to international and domestic trade;
  - diversification of traffic base;
  - serving a large market area; and
  - links to major rail lines or highway infrastructure.



- Eight ports have already been identified as mandatory members of the National Ports System: St. John's, Halifax, Saint John, Quebec City, Montreal, Vancouver, Fraser River and Prince Rupert.
- Canada Ports Corporation, which currently oversees most of these ports, will be phased-out and the new port authorities will be given responsibility for services formerly coordinated by Canada Ports Corporation, including port policing and security.
- The Crown will retain ownership of federal lands at each of the CPA sites.

#### Business Discipline and Self-Sufficiency

- Canada Port Authorities will be federally incorporated as not-for-profit corporations with powers and responsibilities similar to those of corporations established under the *Canada Business Corporations Act*. Although they won't issue shares, they will be private-sector organizations with a mandate to operate with full commercial discipline.
- Government funding will not be available for CPAs.
- Ports in the national system must demonstrate financial self-sufficiency and a diversified national and international traffic base. They will be freed from unnecessary government regulation and have the authority to make contracts and leases, to set tariffs and fees in response to market conditions, and to borrow money from commercial lenders. Capital projects development will be determined by the ports' debt capacity as determined by commercial lenders. Port assets will generate ongoing revenue to support private financing.
- Port investments will no longer be funded by the federal treasury — debt will be incurred only if deemed appropriate by private-sector lenders. The Government of Canada will not guarantee loans.
- Taxpayers, who have invested heavily in ports infrastructure, should receive a fair return on that investment. CPAs will therefore pay a stipend to the Crown, based on a clear formula that respects the arm's length character of the CPA structure and its not-for-profit nature. Surpluses at each port will not be distributed but may be re-invested in the port.



### Accountability to Users and the Public

- Canada Port Authorities will be required to abide by strict principles of public accountability.
- Boards of directors for CPAs will be nominated by user groups, carrier groups, the municipality or municipalities adjacent to the facility, involved provinces, and the Government of Canada. Nominees may not be officers or employees of user companies. Private-sector representatives will form the majority of the board. Each board, composed of no more than nine or 10 representatives, will select a chief executive officer. The Government of Canada will nominate one director. Neither government employees nor elected officials may be on the board.
- There will be an unprecedented transparency of operations through rigorous disclosure requirements. Production of the following documents and establishment of the following procedures will be mandatory:
  - public annual report;
  - public annual audit;
  - public land-use plan;
  - annual meeting open to the public; and
  - directors will report to port users annually.
- The boards of directors of CPA corporations will have the same fiduciary and legal functions, responsibilities and obligations as directors of any private-sector corporation.

### Progress on Taxes and Labour

- Steps will be taken to ensure that Canada Port Authorities are subject to fair and competitive levels of taxation.
- Pursuant to Sec. 149 of the *Income Tax Act*, CPAs, as not-for-profit corporations, will be exempt from the payment of federal corporate income tax. This approach is also followed in provincial jurisdictions. As long as each CPA maintains its not-for-profit

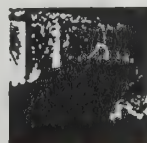


status, it will not be subject to corporate taxes. Federal Crown land is not taxable at the municipal level.

- The Minister of Labour is currently engaged in a number of reviews that will be important for the future of labour matters in the marine transport sector. In the near future, the Minister of Labour will bring forward a strategy to address issues of importance to Canada's competitiveness in marine transportation.

## *II — Regional/Local Ports*

- The majority of ports currently under the purview of Transport Canada will be designated as Regional/Local ports. These ports range from operations that support significant local and regional commercial activity to very small facilities with little or no commercial traffic. (*See Appendix B for full list of ports.*)
- Under the National Marine Policy, Regional/Local port sites will be transferred to provincial governments, municipal authorities, community organizations, private interests, other groups and, in some cases, other federal departments over a six-year period.
- In some cases, ports will be transferred as operating ports; in other cases, the sites will be transferred for mixed or other purposes.
- Where port sites involve First Nations interests, these interests will be given an opportunity to make proposals for the future management of the port. Indian and Northern Affairs Canada will work closely with Transport Canada to identify and address First Nations interests and concerns.
- Port communities may apply for the conversion of their Regional/Local port or group of ports to a CPA, although the port(s) would have to meet the necessary criteria — including the requirement for financial self-sufficiency — before being granted CPA status. Such applications will be considered on a case-by-case basis. Government funding will not be available for CPAs.
- Communities that wish to convert their Regional/Local port or group of ports to a CPA will be encouraged to submit the necessary application to Transport Canada within six



months of passage of the new Act. The Minister of Transport will establish a process to consider applications for CPA status.

### Assistance for Regional/Local Ports

- A \$125-million six-year Port Assistance Fund will be created at the outset to ease the transition to divestiture. The Port Assistance Fund will be used, subject to national priorities and the availability of funds, for purposes such as:
  - providing assistance to upgrade essential facilities, where necessary;
  - making a lump-sum payment to facilitate the takeover of a port by a province or municipality;
  - facilitating the takeover of a port combining both public and private uses by a private-sector operator;
  - covering a portion of costs incurred by the transferee in complying with regulatory or insurance requirements (e.g. environmental clean-up, building safety improvements) or to otherwise reduce potential liability; and/or
  - assisting a group of communities or other interests to take over a collection of ports and to achieve cost savings by rationalizing infrastructure.
- In a few cases, the Crown will receive revenue from a divestiture which, over the transition period, will be applied to the implementation costs of the National Marine Policy.

### *III — Remote Ports*

- 60 ports currently under the purview of Transport Canada will be designated as Remote ports. (*See Appendix C for list.*)
- The Government of Canada will ensure that designated remote community port facilities are maintained. Remote communities are defined as those communities where:
  - water transport is the primary mode of transportation for the movement of people or goods for at least some portion of the year;



- there is a dependence specifically on the existing Transport Canada fixed wharf structure, alongside of which vessels can tie up safely;
  - the community is not connected by a road network to another site with a wharf and/or not connected to a major centre by year-round surface means or by regular air service.
- An annual operating and capital fund within Transport Canada will be created to manage Remote ports.
  - Operating efficiencies will continue to be pursued for Remote ports, with the government seeking new ways — in consultation with the isolated communities — to provide support that reduces the level of taxpayer expenditures.

### ***Public Harbours Without Facilities***

- Transport Canada will be deproclaiming 200 public harbours at which there are no public facilities. These sites have had little or no recorded commercial traffic for at least five years. (*See Appendix D for list.*)
- Some of these sites may have had public port facilities in the past. Other sites may have always consisted solely of land or waterlots, having never had any government facilities. Any Crown land associated with these sites will be transferred to interested parties.

### ***Transfer of Ports to Other Departments***

- Transport Canada has reached agreement with the Department of Fisheries and Oceans (DFO) regarding the transfer to DFO of 59 sites. Forty-seven of these sites are used primarily for northern resupply; 12 are used primarily for fishing or recreational purposes.
- Other ports may be transferred to other federal departments if it is determined that they are required in support of departmental objectives.



## *Implementing the New Ports Policy*

- The Government of Canada will move quickly to commercialize federal ports, introduce business principles and commercial discipline, and give communities a greater say in the operation of port facilities.

### National Ports System

- The conversion of the eight mandatory members of the National Ports System to Canada Port Authorities will be completed upon passage of the *Canada Marine Act*.
- Future financing arrangements will be settled before the legislation is passed.
- Transport Canada officials will work with interested port communities to help them prepare for conversion and to speed the process of review and approval. Immediately following passage of the legislation, the letters patent for each of the private-sector corporations that are constituted as CPAs will be issued.
- The nominating groups for each corporation, which will be sanctioned for each port by the Government of Canada prior to passage of the new Act, will then appoint the members of the new board who will assume operational control.
- Port communities that wish to convert their Regional/Local port or group of ports to a CPA will be encouraged to submit the necessary application to Transport Canada within six months of passage of the new Act. The Minister of Transport will establish a process to consider applications for CPA status.
- Upon repeal of the *Harbour Commissions Act*, any of the seven Harbour Commissions established under the Act that have not been continued as a CPA will be devolved or divested. These Harbour Commissions may continue as legal and operating entities for a limit of two years following passage of the new Act. This will give these Harbour Commissions a sufficient period of time to make new arrangements for continued operation.



## Regional/Local Ports

- The transfer of Regional/Local ports to other interests will take place over a six-year period.
- Implementation teams will be established at the regional level across Canada. The teams will be made up of existing Transport Canada staff supported by professional advisors for financial and legal matters.
- The teams will be assisted by essential marketing, financial, legal, survey, property valuation and other specialist support.
- The regional teams will:
  - identify interest among provinces, municipalities and the private sector in taking over the marine facilities and services;
  - identify specific prospective transferees for facilities and sites; and
  - conduct legal title searches, financial and market analyses, property surveys, asset appraisals, and environmental assessments in preparation for transfer.





## THE ST. LAWRENCE SEAWAY

- Government to pursue commercialization of the operations of the Great Lakes-St. Lawrence Seaway system.

### *Background*

- The Great Lakes-St. Lawrence Seaway system is a crucial waterway, but it is also a business.
- The Seaway's long-term survival depends on sustaining healthy traffic levels. To achieve this, it must be a cost-effective and competitive transportation route for the movement of bulk commodities.
- The Seaway needs a management structure that will be more efficient and responsive to users' needs.
- The best way to significantly reduce Seaway costs and improve responsiveness to users is through commercialization. In its report, the House of Commons Standing Committee on Transport found that the Great Lakes-St. Lawrence Seaway system is too costly and needs to be revitalized through increased commercialization.

### *The Policy*

- The Government of Canada will pursue commercialization of the operations of the Great Lakes-St. Lawrence Seaway system.
- Negotiations are currently under way with a group representing Seaway users. Consideration is being given to establishing a not-for-profit private-sector corporation that would operate the Seaway under a long-term agreement.
- Should negotiations be unsuccessful, the Government of Canada will pursue the required changes through other options, such as increased commercialization of the current management of the Seaway.



- In either case, the Crown will retain title to all current Seaway lands and structures.
- Commercialization of the Seaway will not affect federal responsibilities concerning First Nations, including constitutional recognition of treaty rights, nor will it affect current federal agreements or the capacity to negotiate future agreements pertaining to First Nations.



## FERRY SERVICES

- Government of Canada to continue to support constitutionally required and remote services.
- Marine Atlantic to reduce its costs and increase efficiency. The corporation to commercialize its operations by exploring new vessel management and procurement practices, the commercial operation of vessels and the streamlining of services, as well as schedule adjustments and the possible transfer of some services to provincial control.
- Government to explore cost reductions for other subsidized ferry services.
- Government to maintain regulatory role for safety.

### *Background*

- Federal financial assistance for ferry services in Atlantic Canada (Prince Edward Island, New Brunswick, Newfoundland and Labrador, Magdalen Islands, Que., and Nova Scotia) totals approximately \$105 million in operating and \$15 million a year in capital costs. Federal assistance for ferry services in Western Canada totals approximately \$21.3 million a year, in the form of a grant to the Province of British Columbia.
- Federally supported freight and passenger services in Atlantic Canada are provided by Marine Atlantic Inc., which is a federal Crown corporation, and by three private-sector operators: Northumberland Ferries Ltd., Coopérative de Transport Maritime et Aérien, and Northern Cruiser Ltd.
- In Atlantic Canada, the Government of Canada, in addition to providing operating subsidies, also pays for new vessels and terminal facilities. For example, a 200-car ferry that began servicing Northumberland Ferries Ltd.'s Caribou, N.S., to Wood Islands, P.E.I., route in 1994 cost \$60 million, including modifications to the



terminal and wharf. Without changes in operating practices, up to \$230 million may be needed before 2001 to replace three vessels in Marine Atlantic's fleet.

- Cost savings could be realized through the commercialization of ferry services and other efficiency measures. This would reduce the level of taxpayer subsidization without adversely affecting those who depend on ferry service.

### ***Safety Assured and Constitutional and Remote Services Guaranteed***

- The government will continue to regulate ferries for safety. Ferry subsidies will also continue as required by law if constitutionally guaranteed services are commercialized. Service to remote communities will also continue to be supported.

### ***Marine Atlantic to Reduce Costs***

- Marine Atlantic is being directed to substantially reduce its costs and increase efficiency. It will also be directed to commercialize its operations by exploring new vessel management and procurement practices, the commercial operation of vessels, and the streamlining of services.
- In cases where the corporation's ferry operations are seasonal, consideration will be given to adjustments in the length of the operating season.
- Where appropriate, Marine Atlantic will pursue negotiations with provincial authorities for the transfer of certain ferry operations to provincial control, together with adequate compensation.
- In addition, the board of Marine Atlantic has been asked to manage new arrangements for the Newfoundland Dockyard. Newfoundland Dockyard employees will advise the Minister of Transport by March 15, 1996, as to whether they are interested in assuming responsibility for the facility's operation. If no agreement is reached to divest the dockyard, the facility will be closed.



### *Other Cost Saving Measures*

- Transport Canada will extend the contract with Northumberland Ferries Ltd. for another four years, on the understanding that there will be significant reductions in subsidy levels. Monitoring of traffic and services will continue in light of the opening of the Fixed Link in 1997. The department will also review other private ferry operating arrangements for possible cost savings.
- The Government of Canada will also discuss with British Columbia the federal grant now provided for ferry services, with a view to concluding satisfactory arrangements consistent with the National Marine Policy.



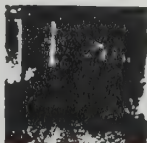


## PILOTAGE

- Regional approach to pilotage maintained, but changes made to make system more efficient and responsive.
- Pilotage Authorities to reduce costs and the burden on taxpayers; no further access to federal treasury.
- By Dec. 31, 1995, Authorities required to review: designated compulsory pilotage areas; licensing and certification standards for pilots, ship masters and officers; exemption criteria for vessels; and the feasibility of new training courses to prepare candidates for pilot license and pilotage certificate examinations.
- Faster setting of tariffs.

### ***Background***

- Maintaining an effective pilotage regime to ensure safety and environmental protection is the primary concern of government, users, the Pilotage Authorities and pilots alike. During the Standing Committee on Transport's consultations with marine users, questions emerged regarding the current pilotage regime, which was institutionalized in 1972 with the passage of the *Pilotage Act*.
- The Act — which organized pilotage services under four separate Authorities in the Atlantic, Laurentian, Great Lakes and Pacific regions — established self-regulated Authorities that control the supply of pilots and the circumstances under which they must be engaged, negotiate the remuneration for pilots, and set tariffs for pilotage service. This structure has led some users to express concern about the high cost of pilotage, the extent of compulsory pilotage, and the difficulty of obtaining pilotage certificates.
- The Government of Canada, for example, has been forced to spend \$31 million over the past five years to cover losses incurred by some of the Pilotage Authorities — yet the *Pilotage Act* says they must be self-sufficient.



- In modernizing marine pilotage, four issues must be addressed: the need to reduce costs; the validity of current compulsory pilotage areas and the mechanism for making such designations; the criteria for qualifying as a pilot or holding a pilotage certificate, and the basis for granting vessel exemptions and waivers; and the need to speed up the rate-setting process for new tariffs.

### ***The New Policy***

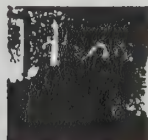
- Under the National Marine Policy, pilotage services will continue to be organized on a regional basis and managed by the four Pilotage Authorities.
- Steps will be taken to significantly reduce pilotage costs, to examine means of improving the delivery of services within the present regime, and to expedite the setting of pilotage rates.

### ***Reduced Operating Costs***

- The Pilotage Authorities, in consultation with representatives of user and pilot groups, have been tasked with preparing plans for reducing their operating costs with the objective of ensuring the lowest possible tariffs for vessels requiring pilotage services.
- The Authorities will be required to submit reports to the Minister of Transport by Dec. 31, 1995, outlining the nature and extent of the cost reductions.
- The *Canada Marine Act* will prohibit access by the Pilotage Authorities to Government of Canada funds for the purpose of covering operating deficits, effectively forcing them to fulfill their mandate of self-sufficiency. Cost recovery will be 100 per cent. Taxpayers will no longer foot the bill.

### ***A Comprehensive Review of the Current Regime***

- Pilotage Authorities are reviewing all designated compulsory pilotage areas for the purpose of ascertaining if designation remains valid in every case. User and pilot groups will participate in the review and the results will be submitted to the Minister of Transport by Dec. 31, 1995.



- Other reviews under way by the Authorities, in collaboration with user and pilots groups, include those concerning licensing and certification standards for pilots, ship masters and officers; exemption criteria for vessels; and the feasibility of new training courses to prepare candidates for pilot license and pilotage certificate examinations.
- Revisions to the *Pilotage Act* will be considered once the above-noted reviews have been completed.
- The Pilotage Authorities will be required to report to Parliament by Dec. 31, 1998, on progress regarding compulsory pilotage area designations, the licensing and certification process, vessel exemptions, training, financial self-sufficiency and cost reduction.
- The Minister of Transport will also review the merits of establishing guidelines and criteria respecting the qualifications and representational nature of Order-in-Council appointees to the Pilotage Authorities.

### ***Faster Setting of Tariffs***

- Appeals to the new Canada Transportation Agency regarding tariffs filed by the Authorities will be handled more expeditiously by making Sec. 29 of the *Canada Transportation Act* applicable. This section of the Act will limit the length of time the Agency may take in determining any appeal to 120 days or such lesser period as the Governor-in-Council may specify. This will ensure that pilotage rates are set faster in response to market conditions.

### ***Continued Safety and Environmental Protection***

- Safety and environmental protection will continue to be the government's highest priority when making decisions with respect to marine pilotage. Needed changes in the delivery of pilotage services will ensure that the safety of marine transportation is maintained.



## **APPENDIX A**

### **CANADA PORT AUTHORITIES**

<b>MANDATORY CANADA PORT AUTHORITIES</b>
St. John's Halifax Saint John Quebec City Montreal Vancouver Fraser River Prince Rupert

Other ports may be granted Canada Port Authority status if they meet the criteria.



# APPENDIX B REGIONAL/LOCAL PORTS†

NEWFOUNDLAND	NS CONT'D	QUEBEC CONT'D	ONTARIO CONT'D	BC CONT'D	SASK
Argenia Baie Verte Bay Roberts Botwood Burgeo Carmville* Charlottetown (Nfld.) Come By Chance Corner Brook English Harbour West Fogo (Seal Cove) Fortune Goose Bay Harbour Breton Hermitage Holtwood Le Port Long Bay East Long Harbour Long and Manuels Main Brook Marytown Milltown Petite Fort Port aux Basques Red Bay Roddickton St. Alban's St. Anthony St. Barbe St. John's (Transport Canada) St. Lawrence Springdale Stephenville Terrenceville	Bridgewater Brooklyn Canso Chester Country Harbour (Stormont) Dayspring Digby Eastern Passage Hantsport LaHave Little Bras d'Or Lake (Iona) Little Narrows Liverpool Louisbourg Lunenburg Marriotts Cove Mulgrave North Sydney Parrsboro Pictou Port Hawkesbury Port Mouton Port Williams Pugwash Riverport Sable Island Shad Bay Sheet Harbour Shelburne* Sherose Sydney Tiverton Walton Weymouth Yarmouth	Ile-aux-Coudres Ile-aux-Grues Lachine Les Méchins Lotbinière Masson Matane Miguasha-Ouest Mont-Louis Montmagny Notre-Dame-du-Lac Paspébiac Pointe-au-Père Pointe-au-Pic Portneuf Port Saguenay/Baie des Ha! Ha! Quyon Rimouski Rivière-du-Loup St-Augustin (Ile-de- la-Conserverie) Ste-Anne-des-Monts* St-François St-Ignace-de-Loyola St-Joseph-de-la-Rive St-Juste-du-Lac St-Siméon Sept-Îles Sorel Tadoussac Thurso Trois-Pistoles Trois-Rivières Vieux-Fort	Owen Sound Parry Sound Pelee Island Port Colborne Port Lambton Port McNicoll Port Stanley Prescott (Ports Canada) Prescott (Transport Canada) Sarnia Sault Ste. Marie Sombra South Baymouth Stella Thunder Bay Harbour Commission Thunder Bay (Transport Canada) Tobermory Toronto Harbour Commission Toronto (Transport Canada) Walpole Island Windsor Wolfe Island	Ganges* Gibsons* Gold River Grief Point Halfmoon Bay Halkett Bay Harrison Hot Springs Hopkins Landing Horseshoe Bay Keats Island Kelsey Bay Kitimat Kuper Island Ladysmith Lund* Masset Miners Bay Montague Harbour Nanaimo North Fraser Pender Harbour Piers Island Port Alberni Port Clements Port Graves Port Hardy Port McNeill* Port Renfrew Port Simpson Port Washington Powell River Prince Rupert (Sourdough Bay)* Queen Charlotte City*	Bushell (Black Bay) Fond du Lac Southend Reindeer Stony Rapids
					<b>ALBERTA</b>
					Fitzgerald* Fort Chipewyan Fort MacKay*
					<b>NWT</b>
					Aklavik* Arctic Bay* Arctic Red River* Arviat* Baker Lake* Broughton Island* Cape Dorset* Chesterfield Inlet* Clyde River* Coral Harbour* Fort Good Hope* Fort Providence* Fort Resolution* Fort Simpson* Fort Smith (Bell Rock)* Gjoa Haven* Grise Fiord* Hall Beach* Hay River* Holman Island* Igloodik* Inuvik* Iqaluit* Jean Marie River* Lake Harbour* Norman Wells* Pangnirtung* Paulatuk* Pelly Bay* Pond Inlet* Rankin Inlet* Repulse Bay* Resolute* Sachs Harbour* Sanikiluaq* Taloyoak (Spence Bay)* Tuktoyaktuk* Whale Cove* Wrigley* Yellowknife*
<b>NB</b>	<b>PEI</b>	<b>ONTARIO</b>	<b>MANITOBA</b>	<b>BC</b>	
Bathurst Belledune Blacks & Beaver Harbour (Wallace Cove) Cambridge-Narrows Dalhousie Ingalls Head Miramichi (Chatham) Miramichi (Millbank) Miramichi (Newcastle) Northern Grand Manan (North Head) St. Andrews (Bayside)	Charlottetown Georgetown Souris Summerside	Amherstburg Boyd's Bay Burlington Collingwood Cornwall Cumberland Depot Harbour Fitzroy (Mohr's Landing) Goderich Hamilton Kenora Kingston Kingsville Leamington Midland Millhaven Moosonee Nanticoke North Bay Oshawa	Churchill Selkirk	Adams Lake Ahousat Alert Bay Alice Arm Alliford Bay Bella Coola* Billings Bay Blubber Bay Brentwood Bay Bull Harbour Cadboro Bay Campbell River Chemainus Coal Harbour Cowichan Bay Crofton Deep Cove Eastbourne Esperanza Fernwood Point Fort St. James Friendly Cove Fulford Harbour* Gambier Island	Saanichton Bay Savary Island Seymour Arm Sicamous Sidney Snug Cove Sointula Southbank (François Lake) Squamish Stewart Sturdies Bay Sullivan Bay Swartz Bay Takla Landing Telegraph Creek Thetis Island Thulin Passage Tofino Ucluelet Vananda Cove Vaucroft Beach Victoria and Esquimalt Whaletown Zeballos
<b>NS</b>	<b>QUEBEC</b>				
Amherst Annapolis Royal Baddeck	Baie-Comeau Batiscau Cap-à-l'Aigle Cap-aux-Meules Carleton Chandler Escoumains (Les Escoumins) Gaspé (Sandy Beach) Gros-Cacouna Havre-Aubert* Havre-St-Pierre				

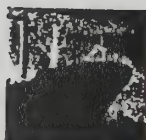
\* Scheduled for transfer to the Department of Fisheries and Oceans. † Port communities may apply for the conversion of their Regional/Local port or group of ports to Canada Port Authority status.



## APPENDIX C REMOTE PORTS

NEWFOUNDLAND	BRITISH COLUMBIA
Black Tickle	Bamfield
Cartwright	Bella Bella
Charlottetown (Labrador)	Big Bay
Davis Inlet	Evans Bay
François	Fair Harbour
Gaultois	False Bay
Grand Bruit	Hartley Bay
Grey River	Jeune Landing
Harbour Deep	Kincolith
Hopedale	Kingcome Inlet
La Poile	Klemtu
Makkovik	Kyuquot
Mary's Harbour	New Brighton
McCallum	Owen Bay
Nain	Port Neville
Port Hope Simpson	Quatsino
Postville	Refuge Cove
Ramea	Rivers Inlet
Rencontre East	Sandspit
Rigolet	Surge Narrows
St. Lewis (Fox Harbour)	Tahsis
QUEBEC	ONTARIO
Baie-Johan-Beetz	Attawapiskat
Blanc-Sablon	Fort Albany
Harrington Harbour	Moose Factory
Kegaska	MANITOBA
La Tabatière	Berens River
Natashquan	NWT
Romaine	Cambridge Bay*
St-Augustin (Pointe-à-la-Truite)	Coppermine*
Tête-à-la-Baleine	Fort Franklin*
	Fort Norman*
	Nanisivik*

\* Scheduled for transfer to the Department of Fisheries and Oceans.



# APPENDIX D

## SITES TO BE DEPROCLAIMED†

NEWFOUNDLAND	NOVA SCOTIA CONT'D	NEW BRUNSWICK CONT'D	QUEBEC
Bonavista Grand Bank	Noel Northport Northwest Cove	Fairhaven Fredericton Grand Manan Gull Rock Harbour de Lute Harvey Heron Channel Hillsborough Letete & Back Bay & Letang Little Shippegan & Miscou Gully Moncton Musquash Pokemouche Port Elgin Richibucto Sackville St. George St. Martins St. Stephen (The Ledge) Shediac Shemogue Shippagan Tracadie Waterside West Isles	Anse-aux-Gascons Bersimis Bic Bonaventure Cape Cove Caplan Grande-Entrée Grande-Rivière Havre-aux-Maisons Malbaie Maria Métis New Carlisle New Richmond Nouvelle Oak Bay Percé Port-Daniel Rivière-Ouelle St-Godefroi St-Jean-sur-Richelieu St-Omer Sault-au-Mouton
<b>NOVA SCOTIA</b>	Orangedale Petit-de-Grat Petite Rivière Plaster Cove Port George Port Greville Port Hood Port La Tour Port Lorne Port Maitland Port Medway Pubnico River Bourgeois River Hebert River John St. Anns Bay St. Anns Harbour St. Margarets Bay St. Marys River St. Peter's Sambro Ship Harbour South Bay Ingonish Spencers Island Tangier Tatamagouche (McNabs Bay) Tennycap Tidnish Tor Bay Tusket Wallace West Arichat Westport Whitehaven (Whitehead) Whycocomagh Windsor Wolfville Woods Harbour		
Abbotts Harbour Advocate Harbour Apple River Arichat Aspotogan Barrington Bay St. Lawrence Bayfield Bear River Beaver Harbour Big Bras d'Or Big Harbour Big Pond Cape Canso Cape Negro Chéticamp Clarks Harbour Clementsport Colemans Cove Cow Bay (Morien Bay) D'Escousse Harbour East Bay Fourchu Freeport Gabarus Glace Bay Guysborough Ingram River Isaacs Harbour Jeddore Kelleys Cove L'Ardoise Lingan Liscomb Little Bras d'Or Lockeport Mabou Mahone Bay Main-à-Dieu Margaree Margaretsville Marie Joseph McKinnons Harbour McNairs Cove Merigomish Meteghan River Musquodoboit Neils Harbour New Haven			
	<b>NEW BRUNSWICK</b>		<b>ONTARIO</b>
	Alma Buctouche Campbellton Campobello Cape Bald Cape Tormentine Caraquet Cocagne Dipper Harbour West Dorchester	Bay Fortune Belle River Brudenell Cardigan Cascumpec Covehead Crapaud Egmont Bay Grand River Malpeque Miminegash Montague Murray Harbour Murray River New London Pinette Port Hill Pownal Rollo Bay Rustico St. Peters Bay Tignish Tracadie Tryon Vernon River West River Wood Islands	Brockville Byng Inlet Caledonia Cobourg French River Killarney Little Current Penetanguishene Bay Port Burwell Port Dover Port Hope Rondeau Southampton Trenton Victoria Wallaceburg
		<b>PEI</b>	
			<b>BRITISH COLUMBIA</b>
			Comox Departure Bay Hot Springs Cove Nanoose Bay Ocean Falls Tasu
			<b>NWT</b>
			Iqaluit (Frobisher Bay)

† Current names may differ from the name under which the site was originally proclaimed.





OFFICE OF THE CITY CLERK  
MEMORANDUM

A. (c.)

\*\*\*\*\*

TO: Susan K. Reeder, Secretary  
Finance and Administration Committee

YOUR FILE:

FROM: Mr. J. J. Schatz  
City Clerk  
Office of the City Clerk

OUR FILE:  
PHONE: 546-2727

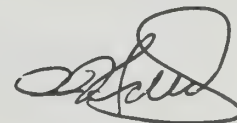
SUBJECT: Referral from City Council -  
Correspondence - The Hamilton  
Harbour Commissioners - Five Year  
Capital Budget

DATE: 1995 December 15

DEC 18 1995

This will confirm that City Council, at its meeting held Tuesday, 1995 December 12th, agreed to refer the above noted correspondence to the Finance and Administration Committee.

Attached herewith is a copy of this correspondence for presentation to the Finance and Administration Committee at its next meeting.



Attachment

605 James St. N.  
Hamilton, Ontario, Canada  
L8L 1K1

Phone Numbers  
Hamilton 905-525-4330  
Inwats 1-800-263-2131

Fax Numbers  
Administration 905-528-6282  
General Office 905-528-6554



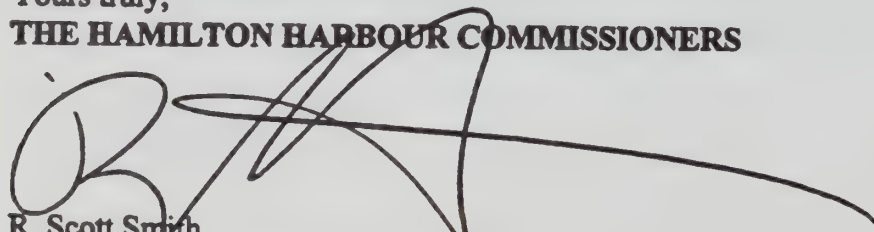
December 4, 1995

Mr. Joseph Schatz  
City Clerk  
The Corporation of the City of Hamilton  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

Dear Sir,

Enclosed for your information is a copy of The Hamilton Harbour Commissioners' Five (5) Year Capital Budget of projected major expenditures for future Harbour development, equipment and improvements.

Yours truly,  
**THE HAMILTON HARBOUR COMMISSIONERS**

  
R. Scott Smith  
Secretary to the Board of Commissioners

RSS:ah  
Encls.

OFFICE OF THE CITY CLERK	
DEC 06 1995	
REC. BY <u>ad</u>	DATE _____
REF'D. TO _____	DATE _____
REF'D. TO _____	DATE _____
REF'D. TO _____	DATE _____
ACTION: <u>FOR CITY CLERK</u>	
<u>CC. TREASURER</u>	

THE HAMILTON HARBOUR COMMISSIONERS  
PROJECTED CASH FLOW  
1996 TO 2000

(IN MILLIONS OF DOLLARS)

SOURCE OF FUNDS :  
-----

Working Capital - Dec. 31, 1995	1.50
Investments - Dec. 31, 1995	9.00
Income before Depreciation (5 x 3.0)	15.00

TOTAL SOURCE OF FUNDS	25.50
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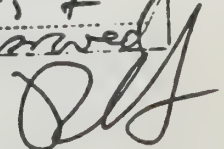
USE OF FUNDS :  
-----

Purchase and Development of Fixed Assets (per 5 year budget)	29.76
Repayment of Long-term Debt (5 x 0.05)	0.25

TOTAL USE OF FUNDS	30.01
--------------------	-------

EXCESS, (DEFICIT) OF FUNDS - Dec. 31, 2000	(4.51)
--	--------

Brought to the attention  
of the Board at a meeting  
held 29/11/95 +  
approved



THE HAMILTON HARBOUR COMMISSIONERS

FIVE YEAR CAPITAL BUDGET

(CURRENT YEAR DOLLARS)

DESCRIPTION	TOTAL PROJECT COST	SUMMARY					FIVE YEAR TOTAL
		1996	1997	1998	1999	2000	
Eastport Development	19.597	1.719	1.945	2.760	2.450	3.993	12.867
Capital Improvements and Major Maintenance	17.724	3.848	3.285	2.050	2.275	2.200	13.658
Equipment	3.233	0.286	0.930	0.401	0.521	1.095	3.233
	40.554	5.853	6.160	5.211	5.246	7.288	29.758

Brought to the attention  
of the Board at a meeting  
held 29/11/95 +  
approved  
*[Signature]*

**An Act respecting the City of Hamilton****Preamble**

The Corporation of the City of Hamilton has applied for special legislation in respect of the matters set out in this Act.

It is appropriate to grant the application.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**Definition**

1. In this Act, "Corporation" means The Corporation of the City of Hamilton.

**Special Levy**

2. Notwithstanding the provisions of the Municipal Act and the Assessment Act, the Council of the City of Hamilton may, by Bylaw,

a) designate an area of the City of Hamilton as an Enterprise Area; and

b) authorize a special levy on all property outside the Enterprise Area in an amount to be established by by-law for the purposes of reducing the business and/or property taxes and rates levied by the Corporation, within the Enterprise Area; and

c) authorize the reduction of the business and property tax levy by the Corporation in the specified Enterprise Area by the amount of the special levy described in subsection (b).

**Board**

3. If a Bylaw is in effect under Section 2, a school board entitled to share in assessment for school purposes of land within the Enterprise Area, may by resolution direct the Corporation to levy a specified amount for purposes of reduction of property and business taxes in the specified Enterprise Area in a manner consistent with section 2.

4. A School board that passes a resolution under section 2 shall forward a copy of its resolution to the Corporation and to any other school board entitled to share in the assessment.

**Region**

5. If a Bylaw is in effect under Section 2, the Regional Municipality of Hamilton-Wentworth may by Bylaw direct the Corporation to levy a specified amount for purposes of reducing the property and business taxes in the specified Enterprise Area in a manner consistent with section 2.
6. The Regional Municipality shall forward a copy of the Bylaw to the Corporation

**Expiry**

7. The Bylaw authorized by Section 2, may specify a time period for the ending of the specified Enterprise Area.

**Commencement**

8. **This Act comes into force on the day it receives Royal Assent.**

**Short Title**

9. **The short title of this Act is the *City of Hamilton Act, 1995*.**

**CITY OF HAMILTON**  
**- INFORMATION -**

2. (b.)

**DATE:** 1996 January 15

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** Special Legislation:  
Downtown Levy Reduction Area.

**DISCUSSION:**

At the Committee's January 23, 1996 meeting Mayor Morrow will present a draft Special Act to implement an assessment Reduction Area for the Downtown Area. The draft bill would allow Council to create an area where the levy for the purposes of business and/or property taxes will be reduced. The main components of the Bill as drafted are outlined below.

**Highlights:**

- Council may define an area by bylaw to be granted an reduction of business and/or property taxes
- a defined area is referred to as "Enterprise Area"
- Council by amending the Bylaw may redefine the area(s)
- the amount of taxation reduction may be amended
- the reduction may be time limited
- reduction is implemented by a separate levy on all property outside designated areas(s)
- zero net taxation reduction (redistributed)
- Region and School Boards have discretion to implement plan, but not to alter the designated area(s)



GREATER HAMILTON DOWNTOWN COMMUNITY  
DEVELOPMENT CORPORATION'S FOUNDING BOARD

1995 November 02

Members of Hamilton City Council  
c/o Mr. J. Schatz, City Clerk  
City Clerks Department  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

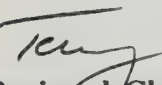
Dear Mr. Schatz:

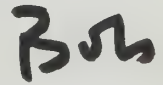
Re: Request for Market Value Reassessment.

The business and property owners within Hamilton's downtown core have carried an increasingly large share of the municipal tax burden for many years. The assessed values of the properties within Hamilton's downtown core are inequitable to other commercial areas within Hamilton. This is a matter of serious concern, not only to the affected business and property owners but the City as a whole. Beyond the basic issue of fairness there is the question of the overall economic well-being of our downtown core. High taxes make for a less competitive economic environment, and with the existing rates the City risks losing businesses, either to bankruptcy or to less demanding municipalities.

The Founding Board of the Greater Hamilton Downtown Community Development Corporation therefore respectfully requests that Regional Council move as expeditiously as possible to request the Province to allow current market value reassessment in an attempt to revitalize our downtown core.

Yours very truly,

  
Regional Chairman Cooke, Co-Chair  
Greater Hamilton Downtown  
Community Development Corporation's  
Founding Board

  
Mayor R. Morrow, Co-Chair  
Greater Hamilton Downtown  
Community Development  
Corporation's Founding Board



3. (a.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 12

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk and Returning Officer

**SUBJECT:** Election System Replacement

**RECOMMENDATION:**

- (a) That approval be given for the use of Optical Scan Poll Level Vote Tabulators for the 1997 City of Hamilton Municipal Elections; and,
- (b) That the City Clerk and Returning Officer be authorized to enter into discussions and negotiations with the City of Winnipeg to lease their 156 Optical Scan Poll Level Tabulators supplied by Business Records Corporation at a cost of \$350. per Unit plus support and service fees; and,
- (c) That the Mayor and the City Clerk be authorized and directed to execute a Lease Agreement with the City of Winnipeg in a form satisfactory to the City Clerk and City Solicitor; and,
- (d) That the total leasing costs not to exceed \$100,000. be funded from the City Clerk's Department 1996 Capital Budget allocation for the acquisition of a Replacement Election System.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

All costs associated with the Equipment Leasing Program for 1997 will be funded from the 1996 City Clerk's Department \$100,000. Capital Budget allocation for the acquisition of a replacement Election System. Total leasing costs include equipment rental, support services,

The Election Operating Budget as funded from the Election Reserve Account for 1997 is expected to increase from the 1994 allocation of approximately \$447,000., to approximately \$480,000., to account for increased promotional training and staffing costs associated with the implementation of the Optical Scan System .

## **BACKGROUND:**

The City Clerk's Department and Information Systems Department have concluded a comprehensive Election System Review as directed by City Council. The Review Report is provided to Committee Members for their reference.

The Review Report has been prepared by the Election System Project Team which consists of 2 representatives from both the City Clerk's Department and Information Systems Department. Members of the Election System Steering Committee consisting of the City Clerk, Director of Information Systems and Director of Property have reviewed the Report and concur with its findings.

The Review Report clearly outlines the deficiencies associated with the present Votamatic System and the need to implement a revised System prior to the 1997 Municipal Elections. Optical Scanning Systems are essentially similar to paper ballot systems whereby voters manually mark a composite Ballot, but have the advantage of an accurate and quick automated Ballot count.

The Corporation of the City of Winnipeg has only recently advised that they would like to discuss the possibility of the City of Hamilton leasing their recently acquired Optical Scanning Voting System. The City of Winnipeg acquired the Optical Scan System for a total cost of \$1,004,250. which includes a 4 year service contract. The City of Hamilton has been selected from among several Canadian Municipalities who registered interest in leasing the System.

c.c.    A. Ross, Treasurer  
          J. Hindson, Director, Information Systems  
          D. Vyce, Director of Property

# **ELECTION SYSTEM REPLACEMENT REPORT**

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## **Executive Summary**

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### **BACKGROUND**

The replacement of the City's Votamatic Punch Card Election System has been discussed and investigated for several years. Initial concerns over voter acceptance and System accuracy have now been compounded with concern over the level of System support to be offered by Business Records Corporation and the outdated operating requirements of the System.

The preparation of the Punch Deck for the System's EL80 Programming appears in jeopardy of being discontinued by Business Records Corporation as only the City of Hamilton and the City of Windsor remain with a mainframe based Votamatic System in Ontario. Officials from Business Records Corporation cannot guarantee programming support beyond the 1997 Municipal Elections. This fragile level of system support is compounded by the difficulties encountered by staff operating the Votamatic System. The utilization of Punch Card Job Control Language Decks for computer processing is no longer considered an acceptable practise for Systems operations and some Information Systems Staff members are unfamiliar with such an Operating System.

The rationale for the replacement of the Votamatic System is no longer based on cosmetic factors alone. The extremely fragile state of Votamatic Support and the archaic operating requirements of the System make its replacement essential.

### **SUMMARY OF FINDINGS**

The Election System Project Team has conducted a comprehensive review of Election System Technology and has analyzed Election Systems in use across Canada.

All Canadian Municipalities who have made the transition to Automated Polling Systems have purchased Optical Scanning Systems. Optical Scanning Ballot Tabulation Systems represent the only Automated Systems in use in Canada aside from any remaining Votamatic Systems. Optical Scanning Systems permit voters to mark a composite ballot with a marking instrument similar to a paper ballot system. The ballots are then read by an Optical Character Reader and the results stored electronically in the Ballot Tabulator. Optical Scanning Systems are provided in two varieties, Poll Level Tabulators and Central Counting Tabulators. Poll Level Tabulators permit the ballots to be read at the Polling Facility and the results transmitted by modem or telephone to the Tabulation Centre. With a Central Counting System ballots must be returned to the Central Tabulation Centre to be read by a Central Tabulator.

The Election System Project Team believes that the most viable replacement solution for the City of Hamilton would be a Poll Based Tabulation System. This agreement echoes the recent trend in Ontario Municipalities where Poll Level Systems are gaining momentum as the Election

System of choice. Poll Level Tabulators offer the advantage of manual ballot marking, an accurate automated ballot count and quick results transmission. The System is extremely voter friendly allowing voters to manually mark a large composite Ballot similar to a Paper Ballot System.

Presently there are two primary suppliers of Automated Poll Level Tabulators in North America, Global Election Systems of Toronto, Ontario and Business Records Corporation of Dallas, Texas.

The cost of supplying the City of Hamilton with a Poll Level Ballot Tabulation System is contingent on the City consolidating and re-structuring the current number of polls and polling facilities to provide for larger numbers of voters at each polling facility.

The cost of Poll Level Ballot Tabulators is approximately \$7000. per unit for both Business Records Corporation and Global Election Systems. However, Global Election Systems now offers an equipment sharing program that essentially cuts the purchase price in half by permitting Municipalities in different Provinces to share one Election System.

The City of Winnipeg, Manitoba has recently expressed interest in leasing their Business Records Corporation Poll Level System to the City of Hamilton for our 1997 Municipal Elections. This unique program would allow the City of Hamilton to lease 156 Poll Level Tabulators at a cost of approximately \$75,000., without having to reduce and consolidate our present number of polling facilities.

## **CONCLUSIONS**

The Election System Project Team agree that a change from the Votamatic System is required prior to the 1997 Municipal Elections. They also agree that any change should involve the acquisition of Optical Scanning Poll Level Tabulators.

At this point in time after carefully analyzing the costs associated with acquiring a Poll Level Tabulation System and given the interest expressed by the City of Winnipeg, both the Election System Project Team and Steering Committee agree that the City should enter into discussions and negotiations with the City of Winnipeg to explore the possibility of entering into a Lease Agreement with them for the 1997 Municipal Election.

A Leasing Agreement with the City of Winnipeg could alleviate a substantial Capital Expenditure for the City of Hamilton at this time and provide flexibility in determining Election System options after 1997. A Leasing Agreement would also allow voters to utilize an extremely voter friendly System and eliminate the identified risks with the Votamatic System.

# ELECTION SYSTEM REPLACEMENT

## REPORT

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### **A) BACKGROUND**

The Corporation of the City of Hamilton obtained the Votamatic Election System in 1978 at a cost of \$125,000 U.S. The System has served the City well through several Municipal Elections and By-Elections up to and including the recent Ward 5 By-Election.

Although the Votamatic Punch Card System has performed well it has been subject to criticism and complaint by Voters and Elected Officials. The most frequent complaint is the level of confidence and comfort achieved by citizens using the System. Some citizens have expressed their desire to return to a form of balloting which would allow them to mark their Ballot with an 'X' using a pencil or similar marking instrument.

The Votamatic System is by modern standards, obsolete. The reasons for this can be summarized as follows:

- the manufacture and use of Mechanical Punch Card readers in the computer industry generally ceased more than 10 years ago. To compound this, the use of Punch Card Job Control Language Decks for controlling computer processing has been considered an unacceptable and obsolete practice for as many years.
- the tabulation program requires a dedicated computer system with a minimum of 125 kilobytes of memory, with no other applications running. The City's Mainframe has more than 1000 times this capacity. To shut all applications down for an entire evening in order to use such a powerful Mainframe as a dedicated processor would be considered an inefficient use of an expensive Corporate resource.
- the Control Decks are normally produced by Business Records Corporation for every Election. This is a custom process that Business Records Corporation will not likely continue to provide as their customer base for this System has dwindled to a small level.
- internal support staff are very uncomfortable operating the System due to its archaic condition and potential volatility.

Overall the Votamatic System is of a vintage when the Punch Card ruled the computing world, where teleprocessing monitors and interactive systems were rare, and mainframes were for all intents and purposes only capable of running one system at a time. The Votamatic System has not been adequately modernized to take advantage of new technologies, and is on the verge of being abandoned by the original vendor.

Our Study and Report parallels activities in many other Municipalities throughout Ontario and across Canada. The City of Winnipeg, Manitoba has recently completed the investigation and acquisition of a new Election System and the City of Ottawa is currently investigating the

replacement of their System. Of area note, the City of Brantford has recently acquired a replacement System and the City of Niagara Falls is investigating a replacement System.

## **B) ELECTION SYSTEM TECHNOLOGY**

The trend in Election Systems involves a move toward Optical Scanning Technology. Optical Scanning Technology allows a Composite Paper Ballot to be read by an Optical Character Reader. A large Composite Paper Ballot is inserted into the Ballot Reader and the results stored electronically.

The Optical Scan Election Systems in use in Canada and the United States are either Poll Level Systems or Central Count Systems. A Poll Level System provides an Automated Ballot Tabulator at every Polling Facility. A Composite Ballot Paper is manually marked by the Voter and then read by a Tabulator. This Tabulator is operated by a trained Election worker and will accept and count the Ballot in a split second. Throughout Polling Day the System is tabulating results which cannot be displayed until the close of Polling. At the close of Polls the Machine is then able to generate complete vote totals for all Offices and Candidates for the Polls located within that facility. At that time results for the facility may be phoned into City Hall or transmitted by telephone modem to a Central Tabulating System at City Hall. Transmitting the results via modem enables results to be received minutes after the close of Polls.

A Central Tabulating Optical Scan System employs similar Ballot Reading Technology but is housed at a Central Tabulation Centre. Under this System Ballots must be returned to the Tabulation Centre to be read by a larger Ballot Reader. For example the City of London utilizes 6 Central Counting Machines which process Ballots for the entire City. Although this System has the advantage of allowing Voters to manually mark their Ballot it retains many of the disadvantages of the current Votamatic System in that Ballots have to be transported to a Central Tabulating Facility thus increasing the amount of time required to tabulate results.

Other types of Automated Systems are in operation in some parts of the United States but not in Canada. Some Municipalities in the United States utilize large Push Button Voting Compartments that require Voters to push a button beside the name of the candidate of their choice. Such Systems are paperless but are extremely bulky and would be expensive to provide on an adequate level to service the number of eligible Electors the City of Hamilton possesses.

In the United States a few companies are moving forward with a Touch Screen\Monitor Voting Technology that allows Voters to cast their vote in a method similar to the operation of a banking machine. This System is completely paperless but in the very early stages of development. At present such a System is not approved for use in Canada or the United States.

Overall there are relatively few suppliers of Automated Systems throughout Canada and the United States. In terms of Optical Scan Voting Technology there are two suppliers, Business Records Corporation based in Dallas, Texas and Global Elections Systems based in Toronto,

Ontario and Vancouver, British Columbia. BRC provides both Central Count and Poll Level Systems and Global Election Systems provides only a Poll Level Voting System.

Other Central Tabulation Systems are available in the United States but are not in use in Canada. The only Automated Systems approved for use in Canada belong to Business Records Corporation and Global Election Systems.

### ***C) PRELIMINARY FINDINGS / METHOD OF INVESTIGATION***

The Investigation of a replacement Election System for the City of Hamilton centred upon the ability of an Election System to satisfy the Goals and Objectives of the Investigation as developed by the Project Team. The Goals and Objectives of the Investigation have been identified as follows:

- i) The Election System should minimize potential exposure to System error or breakdown for staff.
- ii) The Election System shall foster and encourage a high level of Voter satisfaction and System integrity.
- iii) The Election System must demonstrate its potential longevity in terms of its ability to keep pace with technological advancements and reduce future election operating budget commitments.
- iv) The Election System must demonstrate its ability to provide consistent error free results in an expeditious manner.
- v) The Election System must be cost effective in terms of the ability to balance its capital cost with benefits received.

The investigational process can be broken down into 5 distinct areas:

#### ***C.1) MEETINGS AND DISCUSSIONS WITH OTHER MUNICIPALITIES***

Over the last 2 years members of the Project Team have held discussions with other Municipalities throughout Canada who have made the switch to automated Election Systems or who were investigating replacement Systems.

One common thread amongst Canadian Municipalities who have purchased an Automated System is the fact that Optical Scanning Systems have been the unanimous choice. It was also revealed that amongst Municipalities who had made the switch it was to equipment supplied by Business Records Corporation or Global Election Systems.

Our discussions with Municipalities who are now investigating the acquisition of an Automated Election System has revealed the same result. For all intents and purposes there are only 2 companies now providing equipment compatible to the Canadian Election Market. This is one

of the reasons many Municipalities investigating the acquisition of an Automated Election System have chosen not to proceed with a widespread Request for Proposals but to negotiate directly with the 2 identified companies.

The following summary provides a listing of various Canadian Municipalities who have either made the switch to Optical Scan Systems or who are investigating the switch.

Municipalities with Central Counting Machines Supplied by Business Records Corporation

City of London	City of Etobicoke
City of Cambridge	City of Kingston
City of Vaughan	City of Peterborough
City of Brantford	City of Guelph
City of Scarborough	

Municipalities with Poll Level Machines Supplied by Business Records Corporation

City of North York	City of Edmonton
City of Vancouver	City of Winnipeg

Municipalities with Poll Level Machines Supplied by Global Election Systems

Town of Ajax	City of Woodstock
Town of Lindsay	Town of Whitby
City of Burlington	

Municipalities Investigating Automated Polling Equipment

	<u>Present System</u>
City of Niagara Falls	Paper Ballot
Region of Ottawa/Carleton	Paper Ballot
City of Windsor	Votamatic
City of Waterloo	Paper
City of Toronto	Paper

Municipalities Currently Utilizing the Votamatic System

City of Hamilton	City of Mississauga
City of Kitchener	City of Windsor

**C.2) MEETINGS WITH ELECTION SYSTEM SUPPLIERS**

Members of the Election System Project Team have had the opportunity to meet with Election Suppliers to discuss the identified needs of the Corporation and available equipment options.

Representatives from Business Records Corporation and Global Election Systems have attended meetings at City Hall to meet with the Project Team. In fact some of the Systems

Hardware changes recently introduced by Global Election Systems may have been as a direct result of meetings held with the Project Team.

### ***C.3) SITE VISITS TO OBSERVE AUTOMATED ELECTION SYSTEMS***

Members of the Election System Project Team have had the opportunity to observe various Automated Election Systems in operation recently and a brief summary of those Site Visits is provided:

**Ajax, Ontario** - The 1994 Municipal Elections in Ajax, Ontario were held utilizing Poll Level Ballot Tabulators provided by Global Election Systems. Ajax was the first Municipality to utilize equipment supplied by Global in Canada. Unofficial results were available minutes after the close of Polls by virtue of the modem connection to all Ballot Tabulators. Overall Voters, Candidates and Election Officials were quite satisfied with the performance of the equipment.

**Burlington, Ontario** - A By-Election was held in Burlington, Ontario on 6 March 1995. Although Burlington, Ontario does not own an Automated Election System, Global Election Systems made their Equipment available for use by Burlington for a fee in order to provide a demonstration to area Municipalities interested in observing the equipment. Unofficial results were available at 8:20 p.m.. The Equipment performed exceptionally well with no noticeable problems. Although the By-Election turnout was not exceptionally high and the number of eligible Electors quite low, it did provide an excellent opportunity to observe the advantages of a Poll Based Election System.

**Winnipeg, Manitoba** - Members of the Project Team attended the Civic Elections in Winnipeg on 25 October 1995. The City of Winnipeg recently completed a comprehensive Election System Review that resulted in the purchase of 150 Poll Level Tabulators from Business Records Corporation. This was Winnipeg's first use of Automated Polling Equipment and provided some valuable observations for the Project Team. Overall, the System performed very well although some administrative decisions may have contributed to a delay in receiving the unofficial results until 9:30 p.m.

**Hull, Quebec** - Two members of the Project Team observed the 1995 November 5 Municipal Elections in Hull, Quebec where the Poll Level System of Global Election Systems was utilized. This was the first utilization of Automated Voting Equipment in Quebec and it proved quite successful. Unofficial results were transmitted by modem and available by 8:30 p.m.. This was a Pilot Project in Quebec for the use of Automated Voting Equipment and it generated a high level of interest from large Ontario and Quebec Municipalities interested in making the transition to an Automated Election System.

### ***C.4) ELECTION SYSTEM TRADE SHOW***

Two members of the Election System Project Team were in attendance at the International Association of Clerks, Recorders, Election Officials and Treasurers Conference and Trade Show held in June in Albuquerque, New Mexico. Election Suppliers from across North America were in attendance with their latest equipment offerings.

This Trade Show afforded an opportunity to view Election System Technology in the development stages and to view the wide variety of Election Systems in use across the United States and Canada. For larger urban Municipalities it was evident that the vast majority had chosen or were investigating the application of Optical Scanning Technology for Ballot Tabulation.

#### ***C.5) MEETINGS OF THE ELECTION SYSTEM PROJECT TEAM AND STEERING COMMITTEE***

The Election System Project Team has been meeting on a regular basis over the last 2 year period to discuss and analyze Election System replacement solutions. The Project Team consisting of representatives from both the City Clerk's Department and Information Systems Department have intensified these sessions of late in order to reach a replacement solution early in 1996 for the 1997 Municipal Election.

#### ***D) PRELIMINARY RESEARCH ANALYSIS***

From research conducted to date by the Project Team it is clear that Optical Scan Voting Technology is the only viable option for Election System automation. Although other Manual Push Button and Punch Card Systems can be found in use in the United States, their adaptation to our environment would be extremely costly, difficult logistically and subject to Provincial Government approval. Ontario Municipalities choosing to update their Election Systems are choosing Optical Scan Systems unanimously.

As outlined earlier in the Report, Optical Scan Voting Systems come in 2 forms, Poll Level Systems and Central Count Systems. For many Ontario Municipalities who were the first to move to Optical Scan Technology, Central Count Systems were the preferred option. In many of these cases the Municipality was making the transition from a Paper Ballot System which made a Central Counting Tabulation System very attractive. The City of Hamilton already possess a Central Tabulation System with the Votamatic Punch Card System. The City of Hamilton could not realize the prime benefit that Central Count Systems brought to many of these Municipalities, the ability to remove the Ballot counting function from Poll workers.

In recent years there has been a move toward Poll Level Optical Scan Systems. The City of North York has been utilizing a Poll Level Election System since 1991 but very recently the Town of Lindsay, the Town of Ajax, the City of Woodstock, Town of Whitby and the City of Burlington have purchased Poll Level Systems from Global Election Systems. At present the City of Niagara Falls, and the entire Region of Ottawa Carleton are in the process of completing Election System reviews and have expressed interest in moving towards Poll Level Systems.

The consensus of the Project Team and Steering Committee is that a switch to an Automated Election System by the City of Hamilton should involve a move to a Poll Level Tabulation System. Poll Level Systems provide the advantage of allowing Voters to manually mark their Ballots while achieving fast results given the ability of each Polling Facility to tally their vote totals electronically and forward them via modem to City Hall. Replacing our current

Votamatic Central Counting System with an Optical Scan version cannot be justified considering the cost of Central Counting Systems and the technological advancements inherent in Poll Level Systems. Presently the approximate cost to supply the City of Hamilton with 5 Central Counting Ballot Tabulators would be approximately \$300,000. U.S.

At this point in time the primary disadvantage to Poll Level Systems are their cost. At present both Business Records Corporation and Global Election Systems sell their Systems for approximately \$ 7000.00/each.

The key to implementing automated Poll Level Voting Systems is ensuring that Polling Facilities are viable in terms of the number of Voters processed. Municipalities making the move toward Automated Poll Level Systems have increased the number of Electors being processed by each Polling Station. In general each Polling Facility should process in the range of 3,000 - 5,000 eligible Voters. The City of Hamilton has 232,000 eligible Electors and using a figure of 2,500 Voters to be processed by each Polling Facility would require the City to have 93 Polling Facilities and 93 Poll Level Machines. At present the City of Hamilton utilizes approximately 160 different Polling Facilities. There is no doubt that a move toward Poll Level Voting Automation would see an enlargement and consolidation of the number of Polls handled by each Polling Facility.

Another cost consideration is an innovative equipment sharing program being offered by Global Election Systems. The program allows Municipalities of relatively equal size in different Provinces to act as partners in the purchase of equipment as each Municipality will have their Municipal Elections in different years. If a suitable partner does not exist the Company will act as the sharing partner until one is obtained. The equipment sharing program allows a Municipality to purchase the equipment for half price, in this case approximately \$3,500/unit.

Although Business Records Corporation does not offer a similar equipment sharing program, they have recently allowed a purchaser of their equipment (Winnipeg, Manitoba) the option of leasing their System to other Municipalities.

The Election System Project Team were able to attend the recent Civic Elections in Winnipeg on 25 October 1995 and discussed the potential for Hamilton to become Winnipeg's Leasing Partner for their Poll Level System which they recently purchased from Business Records Corporation.

The obvious advantage to this program is cost and flexibility as the City would not be committed to a large capital expenditure and not be tied to the use of a particular System for a number of Elections. Preliminary discussions with the City of Winnipeg and Business Records Corporation suggest that the City could lease the Election System for approximately \$75,000 per Election. The City would be able to lease the City of Winnipeg's Election System without having to reduce and consolidate our present number of polling facilities.

**Note:** The City of Winnipeg has recently advised that they have selected the City of Hamilton as their potential equipment leasing partner subject to a successful agreement being reached.

## ***E) OTHER CONSIDERATIONS / OPTIONS***

### ***E.1) REMAINING WITH THE VOTAMATIC SYSTEM***

As previously outlined in the Background to this Report, there are many inherent risks associated with remaining with the Votamatic System. The outdated technology and dwindling support level by the System Supplier are cause for much concern at this time as well as the fact that Information Systems Department Staff are uncomfortable operating a Punch Card Driven Election System. The number of Votamatic users in Ontario has dwindled rapidly over the years where only the City of Hamilton, City of Mississauga, City of Kitchener and City of Windsor still operate the Votamatic System. In the case of Mississauga and Kitchener, Votamatic upgrades have been purchased permitting them to operate their System on their PC Network.

### ***E.2) UPDATING THE VOTAMATIC SYSTEM TO BE NETWORK COMPATIBLE***

Some owners of the Votamatic System have opted to purchase an upgrade to their System permitting the System to operate in isolation of their Mainframe. This upgrade allows the card readers to interface with network compatible personal computers. The upgrade also permits a more elaborate results display program that can be transmitted on televisions or large screen monitors. At present the cost of this upgrade has been estimated at \$101,000 U.S.. Although this upgrade would represent a significant improvement over our present process, its cost relative to the acquisition of a new System must be questioned. If it is deemed that the Votamatic Upgrade option requires further attention, consideration might be given to having the City's Information Systems Department provide the Upgrade Programming and Equipment should an effective business case be presented for in-house development.

### ***E.3) RETURNING TO A PAPER BALLOT / MANUAL COUNT SYSTEM***

There are 2 primary reasons why the return to a manual Paper Ballot System cannot be considered a viable option. The first is the sheer cost of operating a Municipal Election on a Paper Ballot System. The cost increase would be attributable to the following factors:

- an increase in the number of Polls from 500 to approximately 800 in order to reduce the number of Voters to be processed at each poll as mandated by the requirements of the Municipal Elections Act. This would translate into increased Poll worker and facilities costs.
- rates for Election workers would have to be increased to account for longer hours being worked. (ballot counting, sorting etc.)
- additional supplies (ballot boxes, signs, etc.)
- additional training costs in order to train a larger number of Poll workers

A conservative estimate would see the additional costs of returning to a Paper Ballot System at approximately \$250,000. per Election. This would represent an approximate increase of 56% over the current Election Operating Budget of \$450,000.

The other reason discouraging a return to a Paper Ballot/Manual Count System is the time involved in obtaining results and the questionable accuracy of the Ballot count. Requiring Poll workers to undertake a manual count at the end of a long Polling Day will undoubtedly translate into delayed results and questionable counting accuracy.

For these reasons the return to a Paper Ballot/Manual Count System would be a step backward in terms of Municipal Election costs and reporting time.

## ***F) SUMMARY OF FINANCIAL IMPLICATIONS***

### ***F.1) ACQUISITION COSTS OF OPTICAL SCAN POLL LEVEL BALLOT***

The acquisition cost of Poll Based Tabulators is very much contingent upon the number of Polling Facilities to be utilized. For purposes of cost estimation we will use a figure of 100 Ballot Tabulators and 100 Polling Facilities. Utilizing 100 Polling Facilities would result in a reduction in Polling Facilities of 37% over the present number of 160. This would provide a ratio of approximately 2,200 eligible Electors per machine\facility. This is significantly lower than the ratio used by many Municipalities who have moved to Poll Level Systems.

#### ***(a) Business Records Corporation***

The approximate cost of equipping the City of Hamilton with 100 Optech 4P Vote Tabulators from Business Records Corporation would be approximately \$750,000. This price would include software and an Equipment Support Contract.

#### ***(b) Global Election Systems***

Utilizing the Equipment Sharing Option available from Global Election Systems would enable the City to purchase 100 Accu Vote Optical Scan Poll Tabulators with modems for approximately \$ 375,000.

#### ***(c) City of Winnipeg Leasing Program***

Under the details available for the Equipment Leasing Program to be offered by the City of Winnipeg, 150 Poll Level Ballot Tabulators could be leased for approximately \$75,000.

Although the cost of the Winnipeg Leasing Program has been estimated at approximately \$75,000., further details regarding equipment shipping costs, insurance, service and support costs must be obtained.

## ***F.2) ANALYSIS OF PRESENT TRIENNIAL ELECTION BUDGET***

At present Municipal Elections and By-Elections are funded from an Elections Reserve Account. The Corporation contributes to this Reserve Account on an annual basis based on the estimated cost of our Municipal Elections held every three years.

In 1994 the amount deducted from the Election Reserve Account was \$447,000.

The transition to Automated Vote Tabulators is not expected to have an immediate effect on the amount deducted from our Election Reserve to fund Municipal Elections. Savings will be realized due to the reduction in the number of Polling Facilities and Poll workers required which might reach the \$30,000. level, these savings will be offset initially by increased expenditures in other areas. For example the introduction of Automated Vote Tabulators would result in an increase in Elections advertising, promotion and training of Election workers. If the City of Hamilton were successful in negotiating an equipment Leasing Agreement with the City of Winnipeg only marginal savings would be required from a reduction in polling facilities, as the number of units available to Lease are only slightly less than our existing number of polling facilities.

The hope is that over time we can demonstrate substantial Election budget savings although these savings cannot be counted on in the introductory stages of a new System to offset its acquisition cost.

## ***G) CONCLUSIONS / RECOMMENDATION***

After careful consideration of the data obtained to date, the Election System Project Team and Steering Committee is recommending that the City Clerk be authorized to enter into negotiations with the City of Winnipeg to lease their Business Records Corporation Optical Scan Poll Level Tabulation System for the City's 1997 Municipal Elections.

An analysis of potential leasing costs for the System with the potential capital costs of acquiring an Optical Scan Election System make the equipment leasing option very attractive. Given the rapidly changing technical environment for Election Systems, equipment leasing also provides the City with great flexibility for determining future Election System acquisition options.

The attractiveness of the Leasing Program can be seen with the large number of Canadian Municipalities who are interested in leasing the Winnipeg Election System. The City of Hamilton is fortunate indeed to be selected as a potential leasing partner for the City of Winnipeg.

3. (b.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 16

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

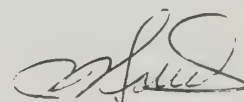
**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** Extension of Hours - Ford World Curling  
Championships - 1996 March 23 - 31

**RECOMMENDATION:**

That the Liquor Licence Board of Ontario be advised that the City of Hamilton deems the Ford World Curling Championships being held in Hamilton on 1996 March 23 - 31 as an event of municipal significance, and as such has no objection to the following list of licensed venues being allowed to operate for extended hours as herein referenced:

- (a) Tuesday, 1996 March 26 - to advance the hours of serving from 11:00 a.m. to 7:00 a.m. in order to permit the serving of alcoholic beverages in conjunction with the GTM Breakfast and related events to take place at Copps Coliseum, Hamilton Victoria Curling Club and Glendale Golf and Country Club.
- (b) Saturday, 1996 March 30 - to advance the hours of serving from 11:00 a.m. to 9:00 a.m. to permit the serving of alcoholic beverages in conjunction with the United States Curling Association Breakfast/Brunch taking place at the Sheraton Hotel.
- (c) Friday, 1996 March 22 to Sunday, 1996 March 31 - to extend the hours of closing from 1:00 a.m. to 3:00 a.m. for the serving of alcoholic beverages in the licensed areas of the Sheraton Hamilton Hotel, The Royal Connaught Howard Johnson Plaza Hotel, the Ramada Hotel, and the Town and Country Hotel.
- (d) Saturday, 1996 March 23 to Saturday, 1996 March 30 - to extend the hours for closing from 1:00 a.m. to 3:00 a.m. for the serving of alcoholic beverages in the licensed areas of the Hamilton Victoria Curling Club.



Page Two

Extension of Hours - Ford World Curling Championships  
1996 January 16th

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

The Ford World Curling Championships will be held in Copps Coliseum 1996 March 23 to 31. As a major international event, this Competition features both Men's and Women's National teams from around the World. Nations competing in the Men's will be Scotland, Sweden, Switzerland, Norway, Germany, England, Italy, Australia, United States and Canada. The Women's competitors will be from Scotland, Sweden, Switzerland, Norway, Germany, Denmark, Finland, Japan, United States and Canada.

The Organizing Committee for the Ford World Curling Championships is requesting City Council's endorsement by way of a resolution urging the LLBO to permit the extension of hours as noted above.

The GTM Breakfast and related events on Tuesday, 1996 March 26th, and the United States Curling Association Breakfast/Brunch on Saturday, 1996 March 30th are traditional events at World Curling Championships and usually involve the serving of champagne and other beverages.

The Sheraton Hamilton Hotel, The Royal Connaught Howard Johnson Plaza Hotel, the Ramada Hotel, and the Town and Country Hotel are each serving in official capacities during the Ford World Curling Championships. Traditionally, licensed areas at the World Curling Championships continue to serve alcoholic beverages well into the early morning hours.

The Sheraton Hamilton Hotel is the Headquarter Hotel, and will be filled with World Curling Federation delegates, National Association representatives from the competing nations, the Japan Olympic Organizing Committee, as well as curling fans from around the world.

The Royal Connaught will house all the competitors, coaches and official members of the teams, as well as many tour groups of fans from other countries.

The Ramada will include all officials, families of the competing teams, and tour groups of fans from other countries.

The Town and Country will be filled entirely with media representatives from Europe, Japan, Australia and Western Canada, who will be filing stories back to their home countries.

Page Three

Extension of Hours - Ford World Curling Championships  
1996 January 16th

Friday, 1996 March 22nd is the official start of the Championships, with the opening banquet at the Hamilton Convention Centre. After the banquet, each of these hotels will be filled with international guests interested in meeting and socializing with their friends and associates from past years.

Each evening from Saturday March 23rd until Saturday March 30th, the final games of the day will be scheduled to end between 11:00 p.m. and 11:30 p.m. It will be close to 1:00 a.m. (or later) before many of our visitors find their way back to their hotels, and they traditionally gather in large numbers late at night to unwind, reflect on the day(s) just past, and to plan the remainder of their stay.

Sunday, March 31st is the gala Closing Banquet, and many patrons will look for one last chance to enjoy each other's company upon returning to their hotels, any time from midnight to 1:30 a.m.

The Hamilton Victoria Curling Club is the oldest established curling club in the local region (circa 1868), and the closest to Copps Coliseum. The Victoria will be scheduling special theme nights each night of the Championships. Many curling fans who were in Hamilton for the 1991 Labatt Brier remember the Victoria Club, and are looking forward to enjoying the hospitality after the curling is over each day. With games ending between 11:00 p.m. and 11:30 p.m., the majority of the crowd will arrive very late at night, and the extension will allow visitors to our City to enjoy themselves.

The Vice Division of the Hamilton-Wentworth Regional Police are aware of this application for extension of hours, and foresee no difficulties in supporting the request to the LLBO.

As well, the LLBO has been advised of this application for an extension of hours. The City's support of the Ford World Curling Championship's application to the LLBO does not grant approval, but rather allows the LLBO to consider the request.

JJS/SKR

cc Alderman D. Drury, City of Hamilton liaison, Hamilton World Curling Championships  
Bob Garvin, Executive Director, Hamilton World Curling Championships  
Staff Sergeant Wayne Moore, Vice Division, Hamilton-Wentworth Regional Police



**CITY OF HAMILTON  
- RECOMMENDATION -**

4.

**DATE:** 1996 January 18

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. Kevin Beattie  
Grants Co-ordinator

**SUBJECT:** 1996 General Grant Process

**RECOMMENDATION:**

The Grants Process Group has met and respectfully recommends:

- a) that the 1996 General Grant Applications be processed in a manner consistent with the 1995 General Grant applications which includes consideration of written presentations only of the grant applicants by the Committee of the Whole, and;
- b) that the Committee of the Whole consider the 1996 General Grant requests at a meeting subject to confirmation March 28 1996, and;
- c) that all 1996 General Grant applicants be advised of this process.

*D Kevin Beattie*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The grants budget for 1996, as part of the existing policy, has provision for a funding formula which allows for growth in the fund to the extent of the assessment growth. As outlined on the attached Exhibit 1 the 1996 Grants budget is increased by \$1,180 reflecting a .29% growth in assessment for a maintenance budget level of \$406,580. However, as directed by Council with respect to the 1996 budget deliberations, the Management Team has indicated a reduction target of \$22,150 for the grants budget. Applying this reduction to the maintenance budget results in the adjusted 1996 total grants budget of \$384,430. Within the proposed budget (Exhibit 1), \$234,430 will be allocated to fund General Grant requests the remainder is required for committed grants and an allocation for Convention/Reception Grants. To date, there are \$928,477 in requests for the 1996 General Grants.

**BACKGROUND:**

At the October 24, 1995 meeting of the Finance and Administration Committee, recommendations were approved concerning the issuance of the 1996 General Grant applications to facilitate an extended (due to the Christmas closure of City Hall) deadline of January 5, 1996 for the submission of the applications. At that time it was indicated that the process for these grants would be addressed by the end of January 1996.

**BACKGROUND:** (continued)

As indicated in the above recommendation, the recommended process for the consideration of the 1996 General Grants is the same as the process used in 1995. This process includes: (1) Committee of a Whole meeting to consider the requests; (2) only written submissions from the grant applicants which confirm and summarize the grant request; (3) no appeals of the recommendations of the Committee of the Whole meeting; (4) that staff prepare the appropriate summary information relative to the requests. This process appeared to work well for the 1995 grants.

As outlined on Exhibit 1, there is a funding shortfall of \$694,047 between grant requests and funds available, in part due to the allocation of reduction target to assist with the overall 1996 budgetary considerations. A significant difference between requests and available funding has occurred in all recent years.

The proposed date (subject to confirmation) for the Committee of the Whole being March 28 allows for the approval of the 1996 Current Budget and ensures that there will be sufficient time to advise the grant applicants of this process and allow for their written submissions.

c.c. Grants Process Group, (J. Pavelka, A. Ross, R. Fair)  
encl.

City of Hamilton  
Treasury

Exhibit 1

**1996 GRANTS BUDGET – AN OVERVIEW**

1995 BUDGET		\$405,400
1995 PROJECTED ACTUAL		\$404,000
1996 BUDGET		
1995 BASE	\$405,400	
ASSESSMENT GROWTH (FUNDING FORMULA)	\$1,180	
LESS: REDUCTION TARGET	<u>(\$22,150)</u>	
1996 MAINTENANCE BUDGET		\$384,430
LESS:		
COMMITTED GRANTS:	1995	
PUBLIC HOUSING	<u>AMOUNT</u>	
McMASTER/MOHAWK UTILITIES	\$105,300	
ADVERTISING GRANT APPLICATIONS	\$12,500	
CHRISTMAS LIGHTS BIA'S	\$1,200	
	<u>\$6,000</u>	
	<u>\$125,000</u>	<u>(\$125,000)</u>
CONVENTION/RECEPTION ALLOCATION		\$259,430
		<u>(\$25,000)</u>
UNALLOCATED GRANT FUNDS –		
TO FINANCE GENERAL GRANT REQUESTS		<u>\$234,430</u>
1996 GENERAL GRANT REQUESTS		<u>\$928,477</u>
FUNDING SHORTFALL		<u><u>(\$694,047)</u></u>



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

5.

**DATE:** 1996 January 8

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

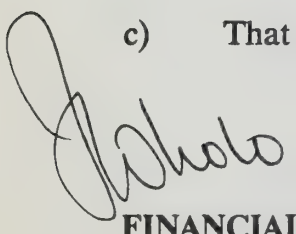
JAN 15 1996

**FROM:** D. Lobo, Commissioner  
Department of Public Works and Traffic

**SUBJECT:** 1996 Ontario Parks Association Summer Training  
Institute and Annual General Meeting

**RECOMMENDATION:**

- a) That the City of Hamilton loan \$15,000 to the organizing committee for the 1996 OPA Summer Training Institute and Annual General Meeting being held in Hamilton from July 17 to 19, 1996 at the Sheraton Hamilton Hotel, to provide seed money to deal with up front organizing and promotional costs for this event.
- b) That the organizing committee under the direction of the Manager of Parks, repay the loan of \$15,000 at the conclusion of the event.
- c) That the City Treasurer be directed to recommend the method of financing.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

A loan of \$15,000 is required effective January 1996 to be paid back by August 15, 1996.

**BACKGROUND:**

City Council at its meeting of December 13, 1994 approved a recommendation of its Parks and Recreation Committee authorizing the Director of Public Works to notify the OPA of the City's willingness to host the 1996 Summer Training Institute and Annual General Meeting of this organization.

A team of Parks Division staff under the Manager of Parks has been set up to organize, promote and host the conference at the Downtown Sheraton Hotel. The program will

include keynote speakers, seminar sessions and field trips. A golf day at the King's Forest Golf Course concludes this event.

Approximately 200 delegates are expected to attend the conference with many staying from Tuesday, July 16 to Thursday, July 18, 1996 at the Sheraton. In addition, a full program of activities for spouses and children is being planned as we are promoting not only our sesquicentennial but also the 60th Anniversary of the OPA. Delegates will be encouraged to extend their stay in Hamilton to enjoy Aquafest which gets underway at the end of the Conference week.

Although registration fees and corporate sponsorship are anticipated to offset the expenditures for the various activities, there is a more immediate need for upfront funding to cover promotion, printing, deposits for cruise boat and other activities. The requested amount will assist the Committee in it's efforts to produce a quality event.

A program designed to engage corporate support for this project is underway and all indications are that we will be able to proceed with a full slate of activities while keeping registration fees and extra costs for delegates to a minimum. Funding for loan repayment will be sourced through registration fees which together with corporate sponsorship is the primary revenue base for this event.

① RWC/mc

cc: Alderman Fred Eisenberger, Chairman Parks and Recreation Committee  
Kevin C. Christenson, Secretary, Parks and Recreation Committee  
J. G. Pavelka, P.Eng., Chief Administrative Officer  
Allan C. Ross, Treasurer Attention: N. Adhya  
R. W. Chrystian, Manager of Parks

5. (a)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 15

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** 1996 Ontario Parks Association Summer Training  
Institute and Annual General Meeting

**RECOMMENDATION:**

- a) That an interest free loan in the amount of \$15,000. to the organizing committee for 1996 Ontario Park Association Summer Training Institute and Annual General Meeting be temporarily financed from the Reserve for Contingency, Account Centre No. CH 00115, and
- b) That an agreement be prepared satisfactory to the City Solicitor between the Organizing Committee of the Ontario Park Association Summer Training Institute and the City before the funds are released, and
- c) That the loan noted above be repaid on or before 1996 August 15 by the organization.

*Allan C. Ross*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Loss of Interest of the fund during the loan period.

**BACKGROUND:**

The details of the loan request are outlined in the enclosed letter of Mr. D. Lobo, Commissioner of Public Works & Traffic dated 1996 January 8.

NRA:jc  
Encl.

c.c. D. Lobo, Commissioner of Public Works & Traffic, Attention: B. Chrystian  
P. Noé Johnson, City Solicitor



[illegible]

**SUBJECT:** 1996 Ontario Parks Association Summer Training  
Institute and Annual General Meeting

**RECOMMENDATION:**

- a) That the City of Hamilton loan \$15,000 to the organizing committee for the 1996 OPA Summer Training Institute and Annual General Meeting being held in Hamilton from July 17 to 19, 1996 at the Sheraton Hamilton Hotel, to provide seed money to deal with up front organizing and promotional costs for this event.
- b) That the organizing committee under the direction of the Manager of Parks, repay the loan of \$15,000 at the conclusion of the event.
- c) That the City Treasurer be directed to recommend the method of financing.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

A loan of \$15,000 is required effective January 1996 to be paid back by August 15, 1996.

## BACKGROUND:

City Council at its meeting of December 13, 1994 approved a recommendation of its Parks and Recreation Committee authorizing the Director of Public Works to notify the OPA of the City's willingness to host the 1996 Summer Training Institute and Annual General Meeting of this organization.

A team of Parks Division staff under the Manager of Parks has been set up to organize, promote and host the conference at the Downtown Sheraton Hotel. The program will

include keynote speakers, seminar sessions and field trips. A golf day at the King's Forest Golf Course concludes this event.

Approximately 200 delegates are expected to attend the conference with many staying from Tuesday, July 16 to Thursday, July 18, 1996 at the Sheraton. In addition, a full program of activities for spouses and children is being planned as we are promoting not only our sesquicentennial but also the 60th Anniversary of the OPA. Delegates will be encouraged to extend their stay in Hamilton to enjoy Aquafest which gets underway at the end of the Conference week.

Although registration fees and corporate sponsorship are anticipated to offset the expenditures for the various activities, there is a more immediate need for upfront funding to cover promotion, printing, deposits for cruise boat and other activities. The requested amount will assist the Committee in it's efforts to produce a quality event.

A program designed to engage corporate support for this project is underway and all indications are that we will be able to proceed with a full slate of activities while keeping registration fees and extra costs for delegates to a minimum.

RWC/mc

cc.

Alderman Fred Eisenberger, Chairman Parks and Recreation Committee  
Kevin C. Christenson, Secretary, Parks and Recreation Committee  
J. G. Pavelka, P.Eng., Chief Administrative Officer  
Allan C. Ross, Treasurer Attention: N. Adhya  
R. W. Chrystian, Manager of Parks

6.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1995 December 1

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Information Systems Operational Review  
Steering Committee

**SUBJECT:** Appointment of Consultant to complete the Operational  
Review of the Information Systems Department

**RECOMMENDATION:**

- a) That the Mayor and City Clerk be authorized to execute an agreement with LGS Group Inc. of North York, to perform the Operational review of the Information Systems Department, based on their proposal dated 1995 October.
- b) That a purchase order be issued to LGS Group Inc. with an upset limit of \$60,800.
- c) That the agreement be in a form satisfactory to the City Solicitor.
- d) That these recommendations be forwarded via Regional Council to the Administrative Services Committee for information.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Financing, and cost sharing (50%) with the Region for the Operational Review has been previously approved by City and Regional Councils.

**BACKGROUND:**

A Request for Proposals (RFP) for completion of the Operational Review of the Information Systems Department was issued by the Purchasing Department which included advertisement in the local newspaper. For the information of the Committee, the Operational Review of the Information Systems department includes two sections of work; a Benchmarking study, and a review of the Department's operations. The Benchmarking Study has been completed by Compass Analysis of Kitchener, Ontario. However, the Operational Review portion was originally awarded to Andersen Consulting but was subsequently re-tendered after Andersen was unable to undertake the assignment.

As a result of the re-issuance of the request for proposals for the review portion, four proposals were subsequently received by the closing date of 1995 October 19th. Proposals were received from CGI Information Systems (\$59,800), LGS Group (\$60,800), Keane Canada (\$63,000) and GSA Consulting (\$65,000).

A selection Committee consisting of the Region and City CAOs, and the Director of Information Systems subsequently interviewed the four Consultants on 1995 November 16th.

Based on an evaluation of the proposals received, the interviews and reference checks, it is recommended that LGS Group Inc or North York be approved to undertake the Study provided that an upset limit be set at \$60,800 for the work. This amount is within the budget for the Operations Review portion of the Study and is to be shared 50/50 with the Region.

c.c. Mr. W. Michael Fenn, Chief Administrative Officer, Region  
J.G. Pavelka, P.Eng., Chief Administrative Officer, City

7.

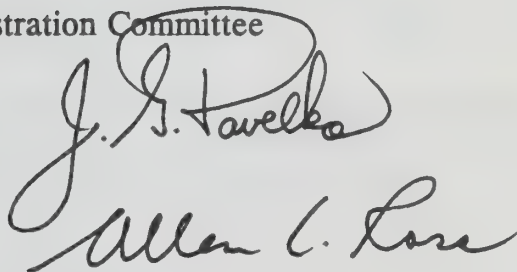
**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 19

**REPORT TO:** S.K. Reeder  
Secretary, Finance & Administration Committee

**FROM:** J. G. Pavelka, P.Eng.  
Chief Administrative Officer

A. Ross  
City Treasurer



**SUBJECT:** Constituent Assembly

**RECOMMENDATION:**

1. That the City submit to the Constituent Assembly, as they requested, its 1994 Financial Records and operational numbers (see attached) and that they be advised that the projections requested are not available at this time.
2. That the Constituent Assembly be requested to forward the service and representation assumptions to be given to their newly hired consultants (KPMG), which will form the basis for the cost analysis.
3. (a) That in order to respond to the Assembly, that the Constituent Assembly be asked to supply City staff (and all other area municipalities) with the following:
  - proposed models for representation
  - proposed models for service delivery
  - proposed prioritized services
- (b) That the Constituent Assembly be requested to forward a full schedule and agenda for all proposed future meetings.
4. That staff report back on the progress of the Constituent Assembly's consultant study.

## ***FINANCIAL/STAFFING/LEGAL IMPLICATIONS:***

Unknown at this time, and subject to assumptions not yet developed.

## **DISCUSSION:**

The Co-Chairs of the Constituent Assembly convened a meeting with the Area Municipality CAOs and Treasurers on January 12th, at 0930. In its call letter, it announced the hiring of KPMG to conduct costing analyses for municipal government structure options. (see attached letter).

To facilitate this review, KPMG has requested that all area municipalities forward specified financial and asset information for use in their review. (see attached presentation by KPMG) Instructions to the consultant from the Constituent Assembly had not been completed. In response to questions from Municipal representatives, KPMG advised that they had not yet received the assumptions, upon which they will base their analysis, from the Constituent Assembly. The information in recommendation 3(a) reflects those areas where there had been insufficient direction to date from the Constituent Assembly. The models and service standard assumptions (level of service) are being developed by the Constituent Assembly. The details of this review are not available at this time and will be presented as a component of the overall findings of the Constituent Assembly.

It is important to note that the Constituent Assembly indicates that their process is one of facilitating input while remaining "at arms length" from the existing local government structures. At the KPMG information session, the Constituent Assembly Co-Chairs Messrs. Waxman and Granger emphasized to those in attendance to take back to their respective councils that the Constituent Assembly process is fully open and facilitates input from as broad a source as possible. Further, they stated that cost would not be the main factor in determining the model that best represented the public interest as interpreted by the Constituent Assembly.

Based upon Council's position that any restructuring model provide a more cost efficient and more effective level of local government, it has been recommended that all service and representation assumptions prepared by the Constituent Assembly for use in the financial analysis on local government restructuring be forwarded to the area municipalities. This action would facilitate additional mechanisms of deliberation, review and input to the Constituent Assembly on this issue that City Council has clearly indicated is of critical importance.

Again supporting Council's position it is preferable to provide input on the service assumptions at this stage, rather than reacting to the study's financial results.



Mr. Don Granger  
Co-Chairman

Constituent Assembly  
on the

Mr. Chester Waxman  
Co-Chairman

Municipal Government System in Hamilton-Wentworth

January 2, 1996

**MEMORANDUM**

To: Regional and Area Municipal Chief Administrators  
Regional and Area Municipal Treasurers

From: Don Granger & Chester Waxman  
Co-Chairs, Constituent Assembly

RE: **FINANCIAL INFORMATION**

The Constituent Assembly has contracted with the firm of KPMG to conduct the costing analyses for municipal government structure options. Your assistance in providing information and data to KPMG is essential to fulfilling the Assembly's mandate. We are therefore requesting your cooperation in attending a meeting with KPMG to discuss our informational and data needs, and how we can assist each other.

We are proposing a morning meeting for either Thursday, January 11th or Friday, January 12th, 1996 at 9:30 a.m. at a location to be determined. We are attaching a list of the information requirements in order to expedite collection of this data for the meeting.

We appreciate the support of municipal staff in the work of the Constituent Assembly and look forward to your cooperation with this important request. Please advise the Assembly Co-Coordination as soon as possible regarding your attendance at the above proposed meeting times. They can be reached as follows:

Maureen Wilson	Phone 546-4225
Raffaella Cowell	Phone 546-2634
Fax	546-3783

Thank you.

cc: Regional Chairman  
Area Municipal Mayors  
KPMG  
Constituent Assembly Co-Coordination



Mr. Don Granger  
Co-Chairman

Constituent Assembly  
on the  
Municipal Government System in Hamilton-Wentworth

Mr. Chester Waxm  
Co-Chairman

KPMG FINANCIAL INFORMATION REQUIREMENTS

1. Statement of Revenues and Operating Expenditures
  - F.I.R. statements by function for the year ending December 31 1994
2. Reserve and Reserve Funds showing most up-to-date actual and budget year(s)
3. Current employee structure and numbers
  - existing organization charts from C.A.O. and department heads, department heads to operations (staff/hourly) level
  - total full-time equivalent (F.T.E.'s) per department
  - council members
    - remuneration
    - staffing costs
  - standing committees of council
    - sub-committees of standing committees of council
  - other committees
    - special purpose boards and other bodies
    - ad hoc committees operating in 1995/96
4. Municipal budgets for 1995 and 1996
  - 1995 actuals - operating and capital
  - 1996 budgeted - operating and capital
  - 1996 restructuring, downsizing, contracting out plans
5. Map of each respective municipality
  - Illustrate major road arteries; inventory kilometres of roads maintained; greenspace
6. Property and equipment listing
  - summary of significant property holdings including park lands
  - aggregated equipment listing (major equipment categories, number of rolling stock items)

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# *CONSTITUENT ASSEMBLY ON THE MUNICIPAL GOVERNMENT SYSTEM IN HAMILTON-WENTWORTH*

## *INTRODUCTION OF THE KPMG STRUCTURE ANALYSIS APPROACH AND TEAM*

January 3, 1996

Michael R. Follett  
Partner

Marty Eakins  
Partner

Kathy Davies  
Senior Manager

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## *Agenda*

1. Overview of the workplan
2. The KPMG Team
3. What we need from the Constituent Assembly
4. Reinforcing the retreat objectives
5. An example of significant change in government
6. Confirmation of what will “add value” to your process
7. Other

---

## *Workplan Overview*

1. Start up meeting.
2. Determining the benchmarks for the existing government structure.
  - financial benchmarks on the current situation
  - based on existing municipal structures (lower tier and Region.)
  - KPMG, Assembly staff, municipal administrators and treasurers.
3. Research and analysis of best practices in municipal services and structures.
  - based on Assembly's interest in service areas and structure options.
  - requires Assembly to identify priority services.
  - research in Canada and abroad on best practices.
  - anticipate up to 10 services.

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## *Workplan Overview (cont'd)*

4. Representation cost savings analysis for the options.
  - requires structural options from Assembly.
  - will be based on reasonable assumptions re workload, staffing, etc.
5. Service provision cost savings analysis for the options.
  - requires defined options based on broad service definitions.
  - incorporates changes in funding levels.
  - will include written and graphic information.
6. Potential for further analysis on selected municipal service delivery options.
  - depends on time allowance.
  - will be determined with co-chairs.

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## *The KPMG Team*

- ☐ Marty Eakins—Client Service, Partner
- ☐ Mike Follett—Project Director
- ☐ Kathy Davies—Financial Consultant
- ☐ Erin O'Connor—Municipal Government Specialist

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## *What we need from the Assembly?*

- ☐ Preferred Models for Representation
- ☐ Preferred Models for Service Delivery
- ☐ Prioritized Services
- ☐ As specifically defined as you can be

---

## *What we need from Staff?*

- ☐ Financial information (F.I.R.)
- ☐ Reserve information
- ☐ Organization structures and numbers
- ☐ Council structures and costs
- ☐ Municipal budgets —95/96
- ☐ Maps
- ☐ Facility and equipment

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## *Reinforcing Retreat Objectives*

- ☐ Analysis of the structure options—including commonality
- ☐ Consistent with the Interim Report
- ☐ Try for 2—3 options
- ☐ Clarify the key features of the short list options so they can be evaluated and costed
- ☐ Identify any areas requiring further detailed study

8.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 19

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mark V. Mascarenhas, Corporate Secretary  
Board of Directors of Municipal Non-Profit (Hamilton)  
Housing Corporation/Hamilton Housing Company Limited

**SUBJECT:** Board Composition  
Municipal Non-Profit (Hamilton) Housing Corporation/  
Hamilton Housing Company Limited

**RECOMMENDATION:**

1. That the membership of the Board of Directors for the Municipal Non-Profit (Hamilton) Housing Corporation and the Hamilton Housing Company Limited consisting of 15 Directorships (nine elected officials and six citizens) be reduced to a total of ten with the 3:2 ratio of elected officials to citizens being maintained, thus, allowing for six elected officials (one being the Mayor) and four citizens; and
2. That the elected officials component of nine, one of which is currently vacant, be reduced to six only after the next municipal election unless one or more vacancies occur in the interim.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

At its meeting of 1995 November 20, the Board of Directors for the Municipal Non-Profit (Hamilton) Housing Corporation/Hamilton Housing Company Limited resolved to reduce the size of the Board from 15 to ten members. The selection process for the citizen component has since been completed and the City's Nominating Committee will be recommending to Council 1996 January 30 four citizen appointees. At this time only one of the nine elected officials component is vacant. If no further vacancies occur during the current term of Council, it is recommended that the reduction in the elected officials component occur after the next municipal election.

MM/dc



8.

**CONSENT AGENDA**

**FINANCE AND ADMINISTRATION COMMITTEE**

**Tuesday, 1996 January 23  
1:30 o'clock p.m.  
Room 233, City Hall**

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

Minutes of the regular meeting held on Tuesday, 1995 December 5th

**B. CITY CLERK**

- (i) Sesquicentennial Public Speaking Committee - Use of Council Chamber
- (ii) Christmas Music in the City - Use of Second Floor
- (iii) 1996 Membership Invoice - Association of Municipalities of Ontario

**C. TREASURER**

- (i) Authorization to enter into Extension Agreements on specific properties for the payment of realty tax arrears
- (ii) Temporary Borrowing By-law
- (iii) Appointment of Acting Treasurer By-law
- (iv) Realty and Business Tax PreLevy Mill Rates for 1996
- (v) Tax applications processed under Section 443, Subsection 5 of The Municipal Act, Chapter 45, Statutes of Ontario, 1990

**D. CITY SOLICITOR**

- (i) By-law to Amend By-law No. 93-069 - Zoning Verification Certificates
- (ii) By-law to Amend By-law No. 80-259 - Inspections by the Medical Officer of Health



Page Two  
Consent Agenda  
Finance and Administration Committee  
1995 January 23rd

**E. COMMISSIONER OF HUMAN RESOURCES**

- (i) Appointments To and Terminations From Permanent Positions
- (ii) International Association of Sheet Metal Workers - Air Handlers, Local 537

**F. DIRECTOR OF PROPERTY**

Request of Waterjet Machining Inc. - Owner of 400 Wentworth Street North for a  
Quit Claim Deed from City

**G. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE**

Information Items



Tuesday, 1995 December 5  
1:30 o'clock p.m.  
Room 233, City Hall

A.

**The Finance and Administration Committee met.**

**Present:** Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Mayor R. M. Morrow  
Alderman M. Kiss  
Alderman V. J. Agro  
Alderman D. Wilson  
Alderman T. Anderson  
Alderman C. Collins  
Alderman D. Drury

**Also Present:** J. G. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
P. Noé Johnson, City Solicitor  
D. Vyce, Director of Property  
S. Hollowell, City Clerk's Office  
J. Johnston, Commissioner of Human Resources  
L. King, Building Commissioner  
J. Schatz, City Clerk  
Fire Chief Smith  
J. Fardell, Economic Development  
T. Daw, Treasury  
M. Mascarenhas, Housing  
B. Gilchrist, Treasury  
D. Lobo, Director of Public Works  
J. Hindson, Director of Information Systems  
Susan K. Reeder, Secretary

**A G E N D A**

**ADDED - DELEGATION - Progress Report on plans for the '96 Grey Cup and request on an advance of \$200,000.**

The Committee was in receipt of correspondence from the Co-Chair of Grey Cup 1996 Hamilton Inc., dated 1995 December 1, respecting the above noted matter.

Marnie Paikin, Co-Chair and Don Bowman of Grey Cup 1996 Hamilton Inc. were in attendance to address the Committee on their request.

Discussion ensued on the status of the Business Plan that was to be presented. It was indicated that a Business Plan had been submitted, but that it was not being sent to the Committee, since the information contained in it is inadequate. It was indicated that this Plan is being revised, and will be submitted by the Grey Cup Festival Corporation prior to the Committee's consideration for a request for the remaining balance of the approved allocation, no later than 1996 March 31st.

The Committee then approved the following:

- (a) That the request from Grey Cup 1996 Hamilton Inc. for an advance of \$200,000. from the City's approved balance of \$1,410,000. of the total allocation of \$1,520,000. for the 1996 Grey Cup Festival to cover the ongoing expenses of the Festival Corporation, be approved; and,
- (b) That the funds for this advance be derived from the 1996 Grey Cup Festival Account Centre Number CF 259555020.

- (c) That prior to consideration for a request for the remaining balance of the approved allocation a detailed business plan for the Grey Cup Festival will be submitted by the Festival Corporation no later than 1996 March 31st; and,
- (d) That the Grey Cup Festival Corporation will present a report on expenditures for the period ending 1995 December 31st to the 1996 January meeting of the Finance and Administration Committee.

#### **A. DELEGATION - HEALTH ACTION TASK FORCE**

The Committee was in receipt of correspondence from Raymond Johnson, Chair of the Health Action Task Force requesting an opportunity to update the Committee and Members of City Council on their progress in developing a blueprint for Regional Health Care.

Susan Goodman, former Director of the District Health Council, Raymond Johnson, Chair of the Health Action Task Force and Suzanne Mlekuz, member of the Health Action Task Force were in attendance to speak to the Committee. An information package was distributed to members in attendance. Mr. Johnson, Chair of the Health Action Task Force addressed the Committee.

He indicated that the Task Force was established by the District Health Council. The Task Force is diversely representative. Mr. Johnson advised that during 1996 January, public input will be sought, and that in 1996 February, the Task Force will present a Plan to the District Health Council, which if endorsed by the Health Council, will be presented by the Council to the Minister of Health. The goal of the Task Force report is to recommend a plan which will more effectively use the resources we have.

Mr. Johnson advised that presently the Task Force is looking at the present system, and discussing the system with Health organizations. He added that an insert will be included in The Spectator requesting public input, and that 8 Open Houses will be scheduled. Three Open Houses will be held in Hamilton, and in 5 in the Regional municipalities. The public will be asked questions to respond to. There will also be a 1-800 line for queries and input. As well, the information and ability to respond will be on the Internet. Mr. Johnson indicated that the Task Force will be planning of workshops of health people to review and fine tune options to be considered.

In conclusion, Mr. Johnson indicated that there are tough choices to be made. There is a need for better allocation of resources, and a reallocation to meet those needs within the budget.

General discussion with the Committee then ensued, and Mr. Johnson advised that he will continue to keep City Council advised of their progress.

The Committee then thanked the representatives of the Health Action Task Force for attending, and agreed to receive the presentation for information purposes.

#### **1. IN CAMERA AGENDA**

The Committee moved to an In-Camera Session to discuss matters of a Private and Confidential nature.

The Committee then moved back into Regular Session, and approved the following:

**AA. CITY SOLICITOR AND COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

- (i) City of Hamilton -ats- Marratt; Ontario Court (General Division) Action #8887/95
  - (a) That the City resolve Ontario Court (General Division) Action # 8887/95 by the payment to the Plaintiff, Heather Marratt, of the sum of \$1,500., inclusive of all claims for damages, interest and costs; and,
  - (b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That Ontario Court (General Division) Action # 8887/95 be dismissed without costs.
- (ii) City of Hamilton -ats- Jean Howarth; Ontario Court (General Division) Small Claims Court Action No. 4324/94
  - (a) That the City decline the Plaintiff's offer to settle Ontario Court (General Division) Small Claims Court Action No. 4324/94 for the amount \$4,000., inclusive of all damages, interest and costs; and,
  - (b) That the City make a counteroffer to the Plaintiff to settle Ontario Court (General Division) Small Claims Court Action No. 2127/94 in the following terms:
    - (i) That the City pay to the Plaintiff Jean Howarth, the amount of \$2500., inclusive of all claims for damages, interest and costs; and,
    - (ii) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
    - (iii) That Ontario Court (General Division) Small Claims Court Action No. 4324/94 be dismissed without costs.

**BB. CITY SOLICITOR AND DIRECTOR OF CULTURE AND RECREATION - City of Hamilton -ats- Canadian Pacific Limited - Ontario Court (General Division) Small Claims Court - Action No. 3753/95**

- (a) That the City resolve Ontario Court (General Division) Small Claims Court Action No. 3753/95 by the payment to the Plaintiff, Canadian Pacific Limited, of the sum of \$488.10, inclusive of all damages, interest and costs; and,
- (b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Small Claims Court Action No. 3753/95 be dismissed without costs.

**CC. TREASURER AND CITY SOLICITOR**

- (i) 606 Aberdeen Avenue - Rothwell Properties - Tax Arrears and other Outstanding Debts

That the City support the request from the tenants of 606 Aberdeen Avenue to direct funds identified under the rent attornment proceeding for payment of outstanding utility bills, less the City's legal expenses, in order to maintain the operation of that building, provided a full accounting of funds held in trust for the City by the tenants is rendered and specific invoices from Hamilton Hydro and Union Gas are received in advance.

**DD. TREASURER****(i) Business Tax Write-offs**

That outstanding Business Taxes in the amount of \$412,671.26 be written off in accordance with Section 441 of the Municipal Act, R.S.O. 1990 and charged to Account CH53401 24106, Tax Write-offs.

**(ii) Accounts Receivable Write-offs**

That outstanding Accounts Receivables and Rents Receivables totalling \$39,577.03 be written off and charged to Account CH 15401 00001.

**2. CONSENT AGENDA**

The Committee was in receipt of its Consent Agenda and approved the following:

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

The Committee was in receipt of the minutes its regular meeting held Tuesday, 1995 November 21st, and approved these minutes as circulated.

**B. TREASURER****(i) Financing the City's Share of Servicing San Lorenzo Heights - Phase 1**

The Committee was in receipt of a report from the Treasurer dated 1995 November 17, and approved the following:

That as referred to in Section 13 of the Fourteenth Report for 1995 of the Transport and Environment Committee and approved by City Council on 1995 November 28, the City's share of servicing San Lorenzo Heights - Phase 1 Subdivision at an estimated cost of \$53,319., be financed from the Account Centre No. CH 00107 - Reserve for Services Through Unsubdivided Lands.

**(ii) Financing the construction of a concrete alley - First south of Hunter Street from Bay Street to approximately 83.5m westerly (east-west portion only)**

The Committee was in receipt of a report from the Treasurer dated 1995 November 29, and approved the following:

That as referred to in Section 2 of the Fifteenth Report for 1995 of the Transport and Environment Committee, the Commissioner of Public Works and Traffic be authorized to prepare an appropriate By-Law in a form satisfactory to the City Solicitor to construct a concrete alley first south of Hunter Street from Bay Street to approximately 83.5m westerly under the Local Improvement Act at an estimated cost of \$48,000. with the City's share of \$35,060.49 to be financed from the 1995 Capital Levy (Account Centre No. CH 22002) and the balance of \$12,939.51 being the owner's share to be financed by the issuance of debentures for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$12,939.51 for a term not to exceed 20 years for the above project.

(iii) Financing the construction of sidewalks on Wingate Place in Wheten Court Subdivision

The Committee was in receipt of a report from the Treasurer dated 1995 November 29, and approved the following:

That as referred to in Section 21 of the Fifteenth Report for 1995 of the Transport and Environment Committee, the City's share of constructing sidewalks on Wingate Place in Wheten Court Subdivision at an estimated cost of \$19,100., be financed from the Account Centre No. CH 00107 - Reserve for Services Through Unsubdivided Lands.

C. DIRECTOR OF PROPERTY

(i) Offer to Purchase - 775 Upper Wentworth Street - Elite Realty Corp.

The Committee was in receipt of a report from the Director of Property dated 1995 November 27.

The Committee approved the following:

- (a) That Section 12 of the Fourteenth Report of the Finance and Administration Committee respecting "Offer to Purchase - 775 Upper Wentworth Street, Elite Realty Corp." be amended by extending the closing date from 1995 December 15 to 1996 February 15, with all other terms and conditions remaining the same and time continuing to remain of the essence; and,
- (b) That the City Solicitor be authorized and directed to take appropriate action in dealing with this matter.

(ii) Realty Sales Procedural By-law 95-049 - Declaration of Surplus Property

The Committee was in receipt of a report from the Director of Property dated 1995 November 27.

Alderman Wilson questioned the disposal of property at 1453 Main Street East, and indicated that this parking area is greatly used by the community.

The Committee agreed that this matter should be referred to the Hamilton Parking Authority for review.

The Committee approved the following:

- (a) That the following properties be declared surplus to the requirements of the City in accordance with the Realty Sales Procedural By-law 95-049:
  - (i) 5 foot strip of land between 459 and 465 Bay Street North
  - (ii) 188 Cavell Avenue
  - (iii) 1717 Upper James Street
  - (iv) Three residential building lots on the S/E corner of Stone Church Road East and DiCenzo Drive
- (b) That the Property Department be authorized to proceed to sell these properties in accordance with the Realty Sales Procedural By-law.

D. **DIRECTOR OF INFORMATION SYSTEMS - Payment of 1996 Dunn & Bradstreet Software Maintenance Invoice**

The Committee was in receipt of a report from the Director of Information Systems dated 1995 November 22, respecting the above noted matter and approved the following:

That the 1996 invoice for \$94,396. (plus GST) from Dunn and Bradstreet Software be authorized for payment from Account CH 5609X-26021 (User Software).

E. **COMMISSIONER OF HUMAN RESOURCES**

(i) **Appointments to and Terminations From Permanent Positions**

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1995 November 27, respecting the above noted matter and approved the following:

That the Listing of Appointments to and Terminations from Permanent Positions with the Corporation of the City of Hamilton to 1995 November 24, attached herewith and marked Appendix "A", be approved.

(ii) **Roofers Provincial Collective Agreement - Local 537**

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1995 November 24, respecting the above noted matter.

The Committee approved the following:

- (a) That the amendment to the Roofers Provincial Collective Agreement, Local 537, be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton; and,
- (b) That the Fair Wage Schedule be amended to reflect this change.

(iii) **International Brotherhood of Electrical Workers - Local 105**

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1995 November 24, respecting the above noted matter.

The Committee approved the following:

- (a) That the amendment to the International Brotherhood of Electrical Workers, Local 105, be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton; and,
- (b) That the Fair Wage Schedule be amended to reflect this change.

F. **CITY SOLICITOR**

(i) **1995 Debenture Projects and Amounts - Major Maintenance to Civic Buildings**

The Committee was in receipt of a report from the City Solicitor dated 1995 November 27, respecting the above noted matter.

The Committee directed that the By-law to Amend By-law No. 95-090 respecting 1995 Debenture Projects and Amounts, attached to the report, be forwarded to City Council for enactment.

(ii) 1994 Debenture Projects and Amounts - Parkdale Arena and Inch Park Arena

The Committee was in receipt of a report from the City Solicitor dated 1995 November 27, respecting the above noted matter.

The Committee directed that the By-law to Amend By-law No. 94-095 regarding 1994 Debenture Projects and Amounts, attached to the report, be forwarded to City Council for enactment.

G. DIRECTOR OF PROPERTY - Hamilton Firefighters Drum Corps Inc. - New Practice Facility Building - Dartnall Road

The Committee was in receipt of a report from the Director of Property dated 1995 November 17, respecting the above noted matter and approved the following:

That the brass slide rail removed 13 years ago during the demolition of the Sanford Avenue Fire Station, be donated to the Firefighters Drum Corps Inc. to be used within their new practice facility building on Dartnall Road, Hamilton, which is soon to be ready for occupancy.

H. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE

(i) Schedule of Meetings for 1996 - Finance and Administration Committee

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1995 November 30, respecting the above noted matter. The Committee agreed to approve this scheduling.

(ii) Information Items

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1995 November 30, respecting the above noted matter and approved the following:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Information Report - Director of Information Systems - Payroll Processing Problem 1995 November 8th - report dated 1995 November 16th

REGULAR AGENDA

3. PLANNING AND DEVELOPMENT COMMITTEE - Zoning Verifications for Licence Applications

The Committee was in receipt of a memorandum from the Secretary of the Planning and Development Committee dated 1995 November 14, respecting the above noted matter.

The Committee approved the following:

- (a) That applicants for new licences listed on the schedule attached herewith and marked Appendix "B", be required to submit a plot plan satisfactory to the Building Department and obtain a zoning verification from the Building Department before a licence application is processed by the City Clerk's Department; and,
- (b) That applications for licence renewals and transfers be exempt from providing a plot and zoning verification; and,
- (c) That the City of Hamilton Licensing By-law 93-069 be amended accordingly.

**4. REFERRAL FROM CITY COUNCIL - Filling of Vacancy on Municipal Council**

The Committee was in receipt of a memorandum from the City Clerk dated 1995 November 30, respecting the above noted matter.

Considerable discussion ensued on this matter, and it was agreed that this item be tabled in order to allow Alderman Collins an opportunity to report back to the Committee with proposals.

**Note:** Alderman Ross and Alderman Anderson opposed.

**5. CITY CLERK - By-law amendments - Second Level Lodging House By-law - Required number of inspections**

The Committee was in receipt of a report from the City Clerk dated 1995 November 27, respecting the above noted matter.

The Committee approved the following:

- (a) That the Second Level Lodging House By-law 80-259 be amended to provide for the following:
  - (i) The deletion of the requirement for the Medical Officer of Health to carry out monthly inspections; and,
  - (ii) To require the Medical Officer of Health to carry out inspections and file reports on the inspections and operation of each Second Level Lodging House with the Licensing Committee, as often as are reasonably necessary; and,
- (b) That the City Solicitor be authorized and directed to prepare the necessary by-law amendments.

**Note:** Alderman Kiss opposed

**6. HAMILTON FARMERS' MARKET SUB-COMMITTEE****(a) Hamilton Farmers' Market Rental Arrears**

The Committee was in receipt of a report from the Secretary of the Hamilton Farmers' Market Sub-Committee dated 1995 November 30, respecting the above noted matter.

The Committee approved the following:

- (a) That the following procedure be implemented for the collection of rental arrears in excess of one (1) month at the Hamilton Farmers' Market:
  - (i) Step One: That the stallholder in arrears be forwarded a letter from the Market Manager by registered mail and hand delivery requesting payment of the total arrears within ten (10) days of receipt of the letter or arrangements acceptable to the Market Manager made for payment; and,

- (ii) Step Two: If payment is not received within ten days of receipt of the letter referred to in Step One or if the payment arrangements agreed to with the Market Manager are not honoured by the stallholder in arrears, that a further letter be sent from the Manager of Administrative Services, City Clerks Department by registered mail and hand delivery advising that a recommendation for a one week suspension from the Hamilton Farmers' Market will be forwarded to the City Clerk; and,
- (iii) Step Three: If payment of the arrears is not received or acceptable arrangements for payment made, that a one week suspension from the Hamilton Farmers' Market of the stallholder and their employees be implemented by the City Clerk; and,
- (iv) Step Four: If after the one week suspension, payment of the arrears is still not made, that a recommendation for termination of contract be forwarded to the Finance and Administration Committee by the City Clerk; and,

- (b) That Section 2 of the Hamilton Farmers' Market Contract be amended to read:

"2. To pay the fee referred to above monthly in advance by depositing with the Market Manager twelve postdated monthly cheques at the time of executing this contract, on the understanding that this contract may be terminated if the fees are in arrears in excess of one month.."

(b) **Additional Lighting - Hamilton Farmers' Market**

The Committee was in receipt of a report from the Secretary of the Hamilton Farmers' Market Sub-Committee dated 1995 November 29, respecting the above noted matter and approved the following:

- (a) That the following additional lighting requests submitted by the respective stallholders in the total amount of \$4,514. for the Hamilton Farmers' Market be approved:

Elmira Purveyors, Stand No's 97-100, lower 1 fixture, add 2 fixtures	- \$ 659.
Flower Cart, Stand No. 163, add 3 fixtures	- \$1,154.
Josie's Flowers, Stand No's 166-167, add 2 fixtures, move 1 fixture	- \$1,019.
Susie's Plants, Stand No's 161-162, add 3 fixtures	- \$ 555.
Lesley's Flowers, Stand No's 169-171, add 1 fixture, move 2 fixtures	- \$ 295.
Sam's Meat and Cheese, Stand No's 16,21-22, move 1 fixture	- \$ 85.
Chapman's, Stand No's 23-24, add 2 fixtures	- \$ 537.
Agro's Fish, Stand No. 12, add 1 fixture	- \$ 210.

- (b) That the following additional lighting requests submitted by the respective stallholders in the total amount of \$5,589. for the Hamilton Farmers' Market not be approved:

Four Seasons Produce, Stand No's 87-89, add 1 fixture	- \$ 135.
Spera's Produce, Stand No. 91, add 1 fixture	- \$ 135.
Lesley's Flowers & Temple's Florist, Stand No's 169-175, add 5 fixtures	- \$1,423.
Under the ramp, Stand No's 101-111, add 12 fixtures	- \$2,255.
Bentford Orchards, Stand No's 77-79, add 2 fixtures	- \$ 377.
Angela's Deli, Stand No's 68-70, add 4 fixtures	- \$1,104.
Newport Fish, Stand No. 18, move 2 fixtures	- \$ 160.

- (c) That the additional cost of \$4,514. be financed from the 1995 Energy Management Projects account No. CF 319541003.

#### 7. CITY SOLICITOR - Collection of Fines

The Committee was in receipt of a report from the City Solicitor dated 1995 November 21, respecting the above noted matter.

The Committee approved the following:

- (a) That the City accept authority from the Provincial Offences Court to commence collection of outstanding fines under the Planning Act, the Building Code, Provincial Offences Act, and By-laws (not including parking infractions); and,
- (b) That the City Solicitor execute the Letter of Understanding, attached herewith and marked Appendix "C" with the Provincial Offences Court on behalf of The Corporation of the City of Hamilton; and,
- (c) That the outstanding fines be collected in the best financial interests of the Corporation, through procedures which include:
  - (i) Examination of debtors in aid of execution; and,
  - (ii) Filing writs of seizure and sale; and,
  - (iii) Sale of real and personal property; and,
  - (iv) Garnishment of debts payable to the debtor, which include bank accounts.

#### 8. FIRE CHIEF - Rope Rescue Training Exercises

The Committee was in receipt of a report from the Fire Chief dated 1995 November 15, respecting the above noted matter and approved the following:

- (a) That the City agree to indemnify and save harmless, the Hamilton-Wentworth Housing Authority with respect to Fire Department use of the building at 30 Sanford Avenue South for high level rope rescue training purposes; and,
- (b) That the City enter into an Indemnity Agreement with the Hamilton-Wentworth Housing Authority, in form and content satisfactory to the City Solicitor, with a term of no more than two years.

**9. 1996 - 2005 PROVISIONAL CAPITAL BUDGET****(a) Municipal Non-Profit (Hamilton) Housing Corporation**

The Committee was in receipt of a report from the General Manager of the Municipal Non-Profit (Hamilton) Housing Corporation and Hamilton Housing Company Limited dated 1995 November 21.

The Committee approved the following:

- (a) That the capital projects from the Municipal Non-Profit (Hamilton) Housing Corporation and Hamilton Housing Company Limited be considered for inclusion in the ten year 1996 - 2005 Provisional Capital Budget; and,
- (b) That these capital projects be reviewed by the Management Team (Capital Budget Sub-Committee) for consideration of the Committee of the Whole and City Council.

**(b) The Parking Authority of the City of Hamilton**

The Committee was in receipt of a report from the General Manager of the Parking Authority of the City of Hamilton dated 1995 November 16.

The Committee approved the following:

- (a) That the capital projects of the Parking Authority of the City of Hamilton be considered for inclusion in the ten year 1996-2005 Provisional Capital Budget; and,
- (b) That these capital projects be reviewed by the Management Team (Capital Budget Sub-Committee) for consideration of the Committee of the Whole and Council.

**ADDED - CHIEF ADMINISTRATIVE OFFICER - Donation from Firan Corporation to Hamilton Sesquicentennial Celebrations Inc.**

The Committee was in receipt of an added report from the Chief Administrative Officer dated 1995 December 1, respecting the above note matter.

The Committee approved the following:

That the actions of the Chief Administrative Officer in receiving \$10,000. U.S. Funds from the Firan Corporation as a donation for Hamilton Sesquicentennial Celebrations Inc. and directing the City Treasurer to write a cheque for Canadian Funds equivalent of this amount to Hamilton Sesquicentennial Celebrations Inc. be endorsed.

**ADDED - CHIEF ADMINISTRATIVE OFFICER - 1996 CANADIAN PUBLIC WORKS ASSOCIATION CONFERENCE AND EXPOSITION**

The Committee was in receipt of an added report from the Chief Administrative Officer dated 1995 December 5, respecting the above noted matter and approved the following:

- (a) That the City of Hamilton loan \$25,000. to the Organizing Committee for the 1996 C.P.W.A. Conference and Exposition to be held in Hamilton from 1996 June 9 - 12 at the Convention Centre and Copps Coliseum. The loan is to be used as seed money to deal with the up front costs of organizing such a Conference and Exposition; and,

- (b) That the Organizing Committee repay the loan of \$25,000. at the conclusion of the Conference and Exposition; and,
- (c) That funds for this loan be charged to the Reserve for Contingencies account centre 00115.

10. **OTHER BUSINESS**

**Christmas Shutdown**

Alderman Agro made reference of the wording used in notification about the Christmas shutdown which said "The City of Hamilton will be closed..."

As agreed, this wording creates some interesting comments, and the Committee agreed that more appropriate wording such as "The Municipal and Regional Offices for the City of Hamilton and the Regional Municipality of Hamilton-Wentworth will be closed..." would be more reflective of the closure.

**Status of Women Committee Secretary**

Alderman Kiss made reference to the secretarial services for the Status of Women Sub-Committee. It was noted that these services will no longer be provided as a result of a decision by the Finance and Administration Committee in reviewing its Sub-Committees.


It was agreed that a meeting will be set up with Aldermen Wilson, Charters and Kiss, the new Chairperson of the Sub-Committee and the City Clerk to discuss this matter.

11. **ADJOURNMENT**

There being no further business, the meeting then adjourned.

**Taken as read and approved,**

**ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

  
**Susan K. Reeder**  
Secretary  
1995 December 5

1995 December 12

Appendix "A" referred  
to in Section 14 of the  
TWENTY-NINTH Report  
of the Finance and  
Administration  
Committee for 1995.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. G. Desjardis	I	Deputy Chief (E)	Fire	Replacing Mr. G. Smith - promoted Sept. 30/95	\$72,475.00 to \$85,343.44	Dec. 1995

Prepared November 24, 1995

Station
Internal - I
External - E

1995 December 12

THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Paul Beltramo	Truck Driver	Public Works	Terminated	11 years, 10 months	Sept. 1993

D-10

Prepared November 24, 1993

Glossary of Terms

Terminated - long term disability  
- discharge  
- downsizing  
- redundant

Resigned - personal betterment  
- personal reasons

1995 December 12

Appendix "B" referred  
to in Section 18 of the  
TWENTY-NINTH Report  
of the Finance and  
Administration  
Committee for 1995.

Places of Amusement

- Billiards
- Public Hall
- Bingo Hall
- Roller Skating Rink

Eating Establishments

- Lunch Counter
- Restaurant
- Restaurant, Take Out

Flea Market

Garages

- Garage A - Auto Sales
- Garage B1 - Mechanical Repairs and Bodywork
- Garage B2 - Mechanical Repairs
- Garage B3 - Bodywork
- Garage C - Gas Pumps
- Garage D - Parking Lot
- Garage E - Car Wash

Lodging House

Second Level Lodging House

1995 December 12

PROVINCIAL OFFENCES ACT

CIVIL ENFORCEMENT

LETTER OF UNDERSTANDING

Appendix "C" refers  
to in Section 22 of the  
TWENTY-NINTH Report  
of the Finance and  
Administration  
Committee for 1995.

(Date)

The Court Administrator  
Provincial Offences Court  
(Address)

Dear Sir/Madam:

I have been instructed by the Council of the Corporation of the \_\_\_\_\_ of \_\_\_\_\_ (or its Clerk, Chief Administrative Officer, etc.) to inform you that it is the intention of the Corporation to utilize the civil enforcement provisions of the Provincial Offences Act in order to attempt to collect certain fines imposed by the Provincial Offences Court which are in default, and which under the pertinent statutes are payable to the Corporation.

It is understood that the Corporation will ascertain the fines which have gone into default by inquiring at the court office. The Corporation will request the court office to extract these files and to present them to a justice. If necessary, an employee of the City will appear before the justice to establish that the Corporation is by law entitled to the fine, that the Corporation by one of its employees acted as prosecutor of the particular offence, and that the employee who requests the justice to direct the clerk to proceed with civil enforcement has been duly authorized by the Corporation to do so.

If the justice directs the clerk to proceed with civil enforcement in any case, the Corporation will accept the certificate of default for filing in the civil court of competent jurisdiction. The Corporation will file the certificate of default on behalf of the clerk of the Provincial Offences Court as soon as is reasonably practicable. It is understood that the Corporation will be responsible for all fees and expenses incurred in the course of attempting to collect the fine, including any fees which may be required for filing a certificate of payment under subsection 68(3) of the Act with the civil court or the sheriff.

1995 December 12

The Corporation intends to utilize all reasonable methods of collecting the fine which are likely to result in payment within a reasonable time in the circumstances. The Corporation further undertakes to inform the court office of the progress of attempts to collect the fine at intervals of not less than six months, calculated in the first instance from the date on which the clerk issued the certificate of default.

The Corporation understands that all funds on account of the fine which are recovered by the sheriff or the clerk of the court of competent jurisdiction, as the case may be, including the fees and costs incurred by the Corporation in the civil court, will be remitted to the clerk of the Provincial Offences Court. An endorsement on the certificate of default will specify that payment is to be made to the Provincial Offences Court. After deducting any costs ordered to be paid by the Provincial Offences Court, the clerk will disburse the net proceeds to the Corporation. The Corporation also agrees that if money is paid voluntarily to the Corporation by the defaulter, the Corporation will transmit the funds to the civil court in which the certificate of default was filed, to be dealt with as outlined above.

The Corporation further understands that, when the fine has been paid in full, the Corporation will, upon request, inform the clerk of the name and location of the court of competent jurisdiction in which the certificate of default was filed, and also advise the clerk whether the municipality has filed a writ of seizure and sale with the sheriff of the particular county or district, in order that the clerk may file a certificate of payment in respect of each fine which has been paid in full.

The Corporation understands that although it has commenced the civil enforcement process in respect of any particular fine a justice of the Provincial Offences Court can at any time issue a warrant of committal in accordance with the provisions of section 69 of the Provincial Offences Act.

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(signature)

(This letter should be signed by an officer of the Corporation or its solicitor.)



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B. (i)

**DATE:** 1996 January 8

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Sesquicentennial Public Speaking Committee  
Use of Council Chamber

**RECOMMENDATION:**

That approval be given to the Sesquicentennial Public Speaking Committee to use the Council Chamber on Sunday, September 15, 22 and 29, 1996 from approximately 1:00 p.m. to 10:00 p.m. for the semi-finals of the Public Speaking Competition.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**



Funds in the approximate amount of \$400.00 for Property Maintenance staff overtime associated with this event will be taken from Account CH55222 - 10034 - Use of City Hall Facilities by Outside Groups.

**BACKGROUND:**

The Sesquicentennial Public Speaking Committee is presently making preparations for a Public Speaking Festival. The Committee proposes using the Council Chamber on three consecutive Sundays for the semi-finals of this event.

The competition will be open to members of the general public and will be advertised in the Spectator.

cc: Mayor's Office  
Rob Swan, Manager, Building Operations & Maintenance Division  
Information Desk

je



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B. (ii)

**DATE:** 1995 December 4

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Christmas Music In The City  
Use of Second Floor

**RECOMMENDATION:**

- (a) That approval be given to the action taken by the City Clerk in authorizing big time productions to use the Second Floor Council Annex from 12:00 to 1:00 p.m. on Tuesday, 1995 December 5, Tuesday, 1995 December 12 and Thursday, 1995 December 21 for the Christmas Music In The City Program, and;
- (b) That the City Clerk be authorized to approve of a similar event in future years, provided it does not conflict with any other activity.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**



N/A

**BACKGROUND:**

For Christmas 1995, Big Time Productions are extending their Christmas Music In The City Program to include free Christmas Choir music at City Hall. The Program will involve the Earl Kitchener - December 5, The Ridgemount Public School Choir - December 12, and Lisgar School Choir - December 21. The choirs will perform for approximately half an hour to one hour and Big Time Productions will provide hot chocolate, refreshments for the choirs, following the performance.

cc Mayor's Office  
Rob Swan, Manager, Building Operations & Maintenance Division  
Cheryl York, Arts Co-ordinator, Culture & Recreation Department  
Information Desk

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**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B.  
(iii)

**DATE:** 1996 January 9

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** 1996 Membership Invoice - Association of Municipalities  
of Ontario

**RECOMMENDATION:**

- (a) That approval be given to authorize the remittance of payment to the Association of Municipalities of Ontario in the amount of \$13,161.52 for the City of Hamilton's 1996 Membership fee; and,
- (b) That this cost be financed from Account No. CH56011-10032 - Memberships.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Membership fee of \$13,161.52 to be derived from the City's Membership Account. Funds have been allocated in the 1996 Budget for this appropriation.

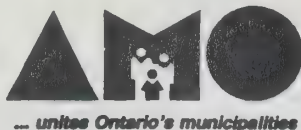
**BACKGROUND:**

For the fourth consecutive year, the Association of Municipalities of Ontario has maintained a 0% increase on membership fees.

A copy of the Invoice is herewith attached.

A copy of the 1994-95 Annual Report and Summary Report from A.M.O. has been sent out to all members of City Council.

cc A. Ross, Treasurer



Association of Municipalities of Ontario

1996 A.M.O.

## MEMBERSHIP INVOICE

**FIRST NOTICE**

Municipal Clerk  
City of Hamilton  
71 Main St. W.  
Hamilton, Ontario

L8N 3T4

DATE OF INVOICE

DEC. 8, 1995

BILLED TO	AMOUNT
City of Hamilton	\$13,161.52

As a non-profit association, A.M.O. has elected not to charge GST on its membership fees.

***The above amount represents an increase of 0% on the membership fee charged in 1995.***

At its meeting on November 24th, 1995, the A.M.O. Board of Directors passed the association's 1996 budget which provides that membership fees be kept at their 1995 amounts during 1996.

If you have any questions regarding your membership fee or membership in A.M.O., please contact the A.M.O. offices at the address or numbers below.

C. (i)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 15

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**JAN 16 1996**

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Authorization to enter into extension agreements on  
specific properties for the payment of realty tax arrears

**RECOMMENDATION:**

- 1) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on June 28, 1994:

20 Beland S  
80 Norway

27 William

- 2) That the attached by-law to authorize the said Extension Agreements be enacted by Council.
- 3) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The execution of the by-law and agreements, where required, will defer the City's right to sell the lands for tax arrears for a maximum period of 24 months; however, the City will be in receipt of regular monthly payments towards current and prior years arrears over the term of the agreements.

## **BACKGROUND:**

Section 8 of the Municipal Tax Sales Act provides that the municipality, by a by-law passed after the registration of the tax arrears certificate and before the expiry of the one-year period for redemption, may authorize an extension agreement with the owner of the land extending the period in which the cancellation price is to be paid. On June 28, 1994, in accordance with this legislation, Council approved a policy authorizing the City to enter into extension agreements with taxpayers providing certain conditions were met.

The owner of a property which has been registered for tax arrears may request the City to consider an extension agreement at any time up to and including the final day on which the redemption period expires. Administratively, there may not be sufficient time to obtain the necessary Council approval of the by-law prior to this deadline. Accordingly, staff are requesting advance authorization for the City to enter into extension agreements, if necessary, with the owners of the above specific properties providing they meet the conditions outlined in the policy adopted by Council on June 28, 1994.

In certain instances when all of the conditions in the extension agreement policy are not met the Treasurer should be allowed the latitude to recommend an extension agreement be entered into if it is deemed to be in the best financial interest of the municipality. Under these circumstances a separate report would be provided to the Committee for deliberation and approval.

During the initial months of this repayment option it has been ascertained that operational time constraints, e.g. writing of reports, council approvals, make it necessary to have the authorization to enter into these extension agreements pre-approved. Accordingly, in the month that the legislated final notices for the tax registration process are mailed out (280 days from the registration date), a listing of all those properties for which the owners may wish to enter into an extension agreement will be forwarded to Committee and Council for approval. Owners who show an interest in entering into an extension agreement with the City prior to the mailing of the final notices, will be added to the monthly reports as required.

/TAB

**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

A)	PROPERTY ADDRESS	20 Beland S
	SERIAL NUMBER	05 04110 6360
	BRIEF LEGAL DESCRIPTION	Plan 556 Lot 65 to 66
	DATE OF REGISTRATION	October 31, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM220408
	REDEMPTION DATE	October 31, 1996
	TOTAL ARREARS	\$10,421.68
B)	PROPERTY ADDRESS	27 William
	SERIAL NUMBER	03 02180 3280
	BRIEF LEGAL DESCRIPTION	Plan 3 Part Lot 42
	DATE OF REGISTRATION	October 17, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM219529
	REDEMPTION DATE	October 17, 1996
	TOTAL ARREARS	\$8,199.97
C)	PROPERTY ADDRESS	80 Norway
	SERIAL NUMBER	03 02520 6310
	BRIEF LEGAL DESCRIPTION	Reg Comp Plan 1494 Lot 6
	DATE OF REGISTRATION	December 4, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM222475
	REDEMPTION DATE	December 4, 1996
	TOTAL ARREARS	\$5,108.83

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.95-**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this                      day of                      1995, A.D.,

CITY CLERK

MAYOR



C. (ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

JAN 16 1996

**DATE:** 1996 January 15

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Temporary borrowing by-law

**RECOMMENDATION:**

- a) That the City be authorized to temporarily borrow monies to meet current budget expenditures for 1996 pending receipt of current revenues; and
- b) That the appropriate borrowing by-law be approved.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

Section 187(1) of the Municipal Act, R.S.O. 1990, as amended provides that;

"A council may by by-law either before or after the passing of the by-law for imposing the rates for the current year authorize the head and treasurer to borrow from time to time by way of promissory note or banker's acceptance such sums as the council considers necessary to meet, until the taxes are collected and other revenues are received, the current expenditures of the corporation for the year, including the amounts required for sinking fund, principal and interest falling due within the year upon any debt of the corporation, school purposes, special rates purposes, and for any board, commission or body and other purposes for which the corporation is required by law to provide."

During the course of conducting City business, it is necessary from time to time to overdraw bank accounts to pay for approved amounts since the City funds are fully invested and there may be a delay in the receipt of taxation and other current revenues. It is sometimes more economical to borrow monies to pay off these accounts than to cash short term investments at a lower rate of return.

In accordance with the Municipal Act, the City annually passes a by-law to provide for the temporary borrowing of monies to provide financing when insufficient funds are available to meet current expenditures due to the timing of the cash flows. The attached draft proposed by-law is required to maintain authorization of a temporary borrowing facility with the City's bank.

Section 187(2) of the Municipal Act sets limits on the amounts that may be borrowed at any one time pursuant to section 187(1). These limits were amended by Bill 165, which received Royal Assent on 25 June 1992. The attached draft by-law recognizes these revised limits.

TWD:jc

The Corporation of the City of Hamilton

BY-LAW NO. 96-

**To Authorize the Temporary Borrowing of Monies to Meet Current Expenditures Pending Receipt of Current Revenues.**

**WHEREAS** section 187(1) of the Municipal Act, R.S.O. 1990, as amended, provides as follows:

"A council may by by-law either before or after the passing of the by-law for imposing the rates for the current year authorize the head and treasurer to borrow from time to time by way of promissory note or banker's acceptance such sums as the council considers necessary to meet, until the taxes are collected and other revenues are received, the current expenditures of the corporation for the year, including the amounts required for sinking funds,, principal and interest falling due within the year upon any debt of the corporation, school purposes, special rates purposes, and for any board, commission or body and other purposes for which the corporation is required by law to provide";

**AND WHEREAS** Section 187(2) of the said Act, as amended by the Municipal Statute Law Amendment Act, S.O. 1992, c. 15 provides as follows:

"The amount that may be borrowed at any one time for the purposes mentioned in subsection (1), together with the total of any similar borrowings that have not been repaid, shall not, except with the approval of the Ontario Municipal Board, exceed from January 1st to September 30th of the year, 50 percent of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the corporation as set forth in the estimates adopted for the year";

**AND WHEREAS** the Council of the Corporation of the City of Hamilton (hereinafter called the "Municipality") in adopting Item of the Report of the Finance and Administration Committee on 30th January 1996 authorized the temporary borrowing of monies to meet current budget expenditures for the year 1996 pending receipt of current revenues;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton hereby enacts as follows:

1. (1) The Mayor and Treasurer are hereby authorized on behalf of the Corporation of the City of Hamilton to borrow from time to time by way of promissory note from the **CANADIAN IMPERIAL BANK OF COMMERCE** a sum or sums of monies not exceeding at any one time the amounts specified in subsection (2) to pay off temporary bank overdrafts for the current expenditures of the Corporation for the year 1996 and to give to the Bank on behalf of the Corporation a promissory note or notes, sealed with the Corporate Seal and signed by the Mayor and Treasurer, for the monies so borrowed, together with interest at such rate as may be agreed upon from time to time with the Bank.
- (2) The amount of monies that may be borrowed at any one time for the purposes of subsection (1), together with the total of any similar borrowings that have not been repaid, shall not, except with the approval of the Ontario Municipal Board, exceed from January 1st to September 30th of the year, 50 percent of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the corporation as set forth in the estimates adopted for the year.

2. (1) Until estimates of revenue of the Corporation for the 1996 year are adopted, borrowing shall be limited to the estimated revenues of the Corporation as set forth in estimates adopted for the next preceding year.  
  
(2) The total estimated revenues of the Corporation, including the amounts levied for Region and Education purposes, adopted for the year 1995 are Five Hundred and Sixteen Million, Four Hundred and Twenty Eight Thousand and Eight Hundred and Fifty Dollars (\$516,428,850.00).
3. All sums borrowed pursuant to the authority of this by-law, together with any and all similar borrowings in the current year and in previous years that have not been repaid shall, together with interest thereon, be a charge upon the whole of the revenues of the Corporation for the current year and for all preceding years, as and when such revenues are collected or received.
4. The Treasurer shall, and is hereby authorized and directed to, apply in payment of all sums borrowed pursuant to this by-law, together with interest thereon, all of the monies thereafter collected or received for the current and preceding years, either on account or realized in respect of taxes levied for the current year and preceding years or from any other sources which may lawfully be applied for such purpose.
5. By-law 95-035 is repealed.
6. This by-law shall come into force and effect on the 1st day of January, 1996, and shall remain in force and effect until December 31, 1996.

PASSED this

day of

A.D., 1996.

CITY CLERK

MAYOR

C. (iii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 8

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**JAN 15 1996**

**SUBJECT:** (1) Repeal By-law 94-085 Appointing Acting Treasurer  
(2) Appoint Acting Treasurers

**RECOMMENDATION:**

That a by-law be enacted to:

- (a) Repeal By-law 94-085 which appointed an Acting Treasurer,
- (b) Appoint Mr. Terry Daw, Mr. Nik Adhya and Mr. Cecil Mascarenhas as Acting Treasurers in the absence of the Treasurer.

*Allan C. Ross*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

1. With the hiring of Mr. Cecil Mascarenhas as Manager of Accounting and Purchasing it is necessary that he be added to the By-law to appoint an Acting Treasurer.
2. In the absence of the City Treasurer at any time, including sickness and vacations, it is prudent to continue to appoint other Treasury officials who can act in the Treasurer's stead. It is recommended that the Manager of Accounting and Purchasing be appointed as well as the Manager of Revenues, the Manager of Budgets, and that any of the above be assigned the Acting Treasurer's role as necessary from time to time by the City Treasurer. It is anticipated that the Manager of Accounting and Purchasing will fulfil this role in most cases.

These appointments require Council approval in the form of a by-law (attached).

CM:jc  
Attachment

The Corporation of the City of Hamilton

BY-LAW NO. 96-

An Acting Treasurer

**WHEREAS** Subsection 77(3) of the Municipal Act, R.S.O. 1990, Chapter M.45 provides as follows:

"77(3) When the office of Treasurer is vacant or the Treasurer is unable to carry on his or her duties through illness or otherwise, the Council may appoint a temporary Acting Treasurer who shall have all the powers and duties of the Treasurer under this and every other Act.;

**AND WHEREAS** it is intended to provide for the continuance of the normal operations of the Treasury Department and duties of the Treasurer during the absence of the Treasurer through illness or otherwise, including vacation;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton hereby enacts as follows:

1. Either Terrance W. Daw, Nikhil R. Adhya or Cecil Mascarenhas is appointed Acting Treasurer and shall assume the duties and responsibilities during the absence of the Treasurer through illness or otherwise, including vacation.
2. By-law 94-085 in hereby repealed.

PASSED this

day of

A.D., 1995.

CITY CLERK

MAYOR

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

C. (iv)

JAN 16 1996

**DATE:** 1996 January 04

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Realty and Business Tax  
Prelevy Mill Rates for 1996

**RECOMMENDATION:**

That the prelevy residential and non-residential mill rates for 1996 be established at figures slightly below 50% of the 1995 respective mill rates as follows:

- a) i) That a real property tax prelevy mill rate of 206 mills be established for 1996 to be billed in two instalments of 103.0 mills each, payable February 29th and March 29, 1996. This prelevy rate represents 49.914% of the 1995 residential mill rate.
- ii) That a business tax prelevy mill rate of 242 mills be established for 1996 to be billed in one instalment, payable February 29, 1996. This prelevy rate represents 49.841% of the 1995 non-residential mill rate.
- b) That a non-metered water and sewer surcharge prelevy, be established on behalf of the Regional Municipality of Hamilton Wentworth, based on approximately 50% of the 1995 charge, to be billed in two equal instalments, payable February 29th and March 29, 1996.

*Allan C. Ross*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

To enable the City to bill a prelevy of approximately \$222,000,000.00 in realty and business taxes.

## BACKGROUND:

For more than twenty years, the Corporation has collected two instalments of real property taxes and one instalment of business taxes prior to approval of the annual estimates by City Council.

These instalments of taxes, known as the prelevy, are restricted by the Municipal Act to 50% of the prior year's residential and non-residential public school mill rates for realty and business taxes, respectively.

I have indicated herein the prelevy mill rates for the years 1987 to 1995 inclusive, and the recommended rates for the year 1996.

### a) Realty Taxes

Year	Prelevy Mill Rate	Prior Year's Residential Public School Mill Rate	% of Prelevy Rate of Prior Year's Rate
1987	127.0	254.5864	49.885
1988	140.0	281.6820	49.701
1989	149.0	299.2330	49.794
1990	162.0	324.0754	49.988
1991	182.0	364.8300	49.866
1992	188.0	376.0847	49.989
1993	196.0	392.1880	49.976
1994	200.0	401.4196	49.823
1995	200.0	401.3900	49.827
Recommended for 1996	206.0	412.7111	49.914

### b) Business Taxes

Year	Prelevy Mill Rate	Prior Year's Non-Residential Public School Mill Rate	% of Prelevy Rate of Prior Year's Rate
1987	149.0	299.5135	49.747
1988	165.0	331.3906	49.790

**BACKGROUND: Cont'd**

Year	Prelevy Mill Rate	Prior Year's Non-Residential Public School Mill Rate	% of Prelevy Rate of Prior Year's Rate
1989	176.0	352.0389	49.994
1990	190.0	381.2652	49.834
1991	214.0	429.2117	49.859
1992	221.0	442.4526	49.949
1993	230.0	461.3976	49.849
1994	236.0	472.2583	49.973
1995	236.0	472.2235	49.976
Recommended for 1996	242.0	485.5426	49.841

Accordingly, it is recommended that prelevy rates be established in 1996 at, or near, the 50% maximum of the 1995 rates, as provided by Legislation.

As established in 1976, the City will again prelevy non-metered water and sewer surcharge on behalf of the Region. This prelevy will be approximately 50% of the 1995 charge, divided into two equal instalments, payable February 29th and March 29, 1996.

TAB/ce



C. (v)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

JAN 16 1996

**DATE:** 1996 January 16

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Tax applications processed under Section 443,  
Subsection (5) of the Municipal Act, Chapter 45  
Statutes of Ontario, 1990

**RECOMMENDATION:**

That realty and business tax applications processed under Section 443 of the Municipal Act, Chapter 45 Statutes of Ontario, 1990 in the amount of \$238,019.53 be approved and charged to CH53307-24104 Tax Remissions.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

*Allan C. Ross*

N/A - See above recommendation

**BACKGROUND:**

In accordance with Section 443, Subsection (5) of the Municipal Act, R.S.O.1990, this Section provides for the Municipality a means whereby Municipal Councils may approve tax refunds due to clerical errors in the Assessment Roll. The period for application is limited to two years preceding the date of application.

Such applications are only valid and therefore may only be heard and approved by Council provided that they comply with subsection (5) and that all applications have been confirmed and approved by the Regional Assessment Commissioner.

As the Regional Assessment Commissioner has confirmed and approved these appeals, I am recommending that the attached summary of tax appeal applications be approved and charged to the Tax Remissions Account.

CITY OF HAMILTON  
TREASURY  
"443" APPLICATIONS

A-Out of Business  
B-Reduced Space  
C-Fire, Demolition, Otherwise  
D-Non-Residential to Residential Conversion

E-Overcharge (Clerical Error)  
F-Undercharged (Clerical Error)  
G-Tax Exempt

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BUSINESS

Application Number	Roll Number	Appeal Year	Reason for Appeal	Tax Cancellation
25062	030 2510 0640 0020	1993	A	0.00
00158	020 1265 6540 0140	1993	A	95.69
00161	050 4810 9750 0010	1993	A	2,162.17
00164	020 1450 1000 4102	1993	A	1,131.97
00171	040 3210 0400 0040	1993	A	1,275.10
00187	050 5360 3200 0061	1992	E	242.05
00188	050 5360 3200 0060	1992	E	558.38
00189	020 1325 1060 0630	1992	A	145.34
95003	020 1520 0010 0345	1994	B	0.00
95004	020 1325 1060 0620	1993	A	207.79
95105	060 7210 5660 0090	1994	E	63.53
95006	040 2860 1620 0120	1994	A	1,516.09
95009	030 2450 5550 0020	1994	A	87.60
95010	030 2540 5310 0040	1994	A	145.21
95011	030 2450 6480 0080	1994	A	198.33
95012	050 4810 6390 0020	1994	A	405.54
95013	050 4810 6390 0025	1994	A	5.43
95014	050 4810 6390 0030	1994	A	532.33
95015	050 4810 6390 0035	1994	A	5.43
95016	050 3810 6750 0055	1994	A	15.01
95017	050 3810 6750 0025	1994	A	17.26
95018	050 3850 2470 0025	1994	A	66.03
95019	050 3850 2470 0020	1994	A	555.28
95020	020 1560 6030 0020	1994	A	748.31
95021	030 2635 2170 0020	1994	A	152.93
95022	030 2145 6460 0020	1994	B	130.22
95023	050 4810 8395 0020	1994	A	823.67
95024	020 1440 0160 0820	1994	A	106.89
95025	020 1525 1960 0070	1994	A	1,538.06
95026	060 5810 6323 0020	1994	A	1,173.48
95033	020 1310 6360 0020	1994	A	0.00
95038	020 1220 0050 0305	1994	E	901.70

CITY OF HAMILTON  
TREASURY  
"443" APPLICATIONS

A-Out of Business

B-Reduced Space

C-Fire, Demolition, Otherwise

D-Non-Residential to Residential Conversion

E-Overcharge (Clerical Error)

F-Undercharged (Clerical Error)

G-Tax Exempt

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BUSINESS

Application Number	Roll Number	Appeal Year	Reason for Appeal	Tax Cancellation
95039	020 1565 5400 0020	1994	A	365.98
95040	070 8110 1450 0060	1994	A	324.09
95041	070 6520 6010 3255	1994	A	201.02
95042	070 6520 6010 3256	1994	A	51.59
95043	070 6520 6010 3101	1994	A	0.00
95044	070 6520 6010 3100	1994	A	0.00
95049	020 1525 0190 0020	1994	A	69.18
95050	020 1340 0290 0020	1994	A	57.75
95051	030 2635 0040 0040	1994	A	284.82
95052	020 1710 8270 0240	1994	A	0.00
95053	030 2325 0550 0020	1994	A	21.70
95055	050 4810 8395 0060	1994	A	123.13
95056	020 1390 5310 0020	1994	A	810.22
95057	030 2540 5370 0020	1994	B	41.06
95058	020 1415 0550 0040	1994	A	170.01
95059	020 1415 0550 0050	1994	A	22.81
95060	020 1415 0550 0080	1994	A	66.57
95061	020 1225 0460 3024	1994	A	174.42
95062	070 6520 6010 1911	1994	A	405.61
95063	060 7210 5700 0010	1994	A	572.95
95064	010 0915 2080 0040	1994	A	47.77
95066	020 1545 8210 0020	1994	B	765.00
95068	020 1545 8210 0020	1993	B	706.03
95069	070 6520 6010 1910	1994	A	1,175.29
95074	020 1210 2910 0100	1994	A	0.00
95077	020 1340 0290 0020	1994	A	57.75
95078	020 1450 1000 0240	1994	A	1,213.41
95080	020 1540 4740 0030	1994	A	1,579.39
95082	020 1545 8180 0020	1993	B	669.66
95085	020 1350 0610 0040	1994	A	1,664.02
95086	020 1350 0610 0060	1994	A	287.66
95089	030 2250 6720 0040	1993	E	1,105.08

CITY OF HAMILTON  
TREASURY  
"443" APPLICATIONS

A-Out of Business  
B-Reduced Space  
C-Fire, Demolition, Otherwise  
D-Non-Residential to Residential Conversion

E-Overcharge (Clerical Error)  
F-Undercharged (Clerical Error)  
G-Tax Exempt

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**BUSINESS**

Application Number	Roll Number	Appeal Year	Reason for Appeal	Tax Cancellation
95090	030 2250 6720 0040	1994	E	1,105.00
95094	040 2835 2640 0040	1994	A	199.73
95095	040 3150 0310 2460	1994	A	7,880.18
95096	040 3150 0310 2461	1994	A	2,003.26
95097	040 3210 0400 0020	1994	A	167.67
95102	050 4810 2220 0056	1994	B	2,893.98
95106	070 6520 6010 2050	1994	A	443.86
95107	070 6520 6010 2935	1994	A	1,797.80
95018	070 6520 6010 2936	1994	A	160.36
95115	050 4520 8540 0040	1993	A	228.55
95116	050 4520 8540 0040	1993	A	4,309.36
95117	050 4520 8540 0040	1994	A	4,594.73
95035	020 1445 9240 0050	1993	A	795.75
95036	020 1445 9240 0050	1994	A	795.70
95037	020 1445 9240 0250	1994	A	249.78

**TOTAL BUSINESS      \$55,666.50**

CITY OF HAMILTON  
TREASURY  
"443" APPLICATIONS

A-Out of Business	E-Overcharge (Clerical Error)
B-Reduced Space	F-Undercharged (Clerical Error)
C-Fire, Demolition, Otherwise	G-Tax Exempt
D-Non-Residential to Residential Conversion	

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REALTY

Application Number	Roll Number	Appeal Year	Reason for Appeal	Tax Cancellation
00012	030 2240 7770	1993	E	1,171.55
00165	080 9220 7260	1993	D	875.42
00172	050 3910 5430	1993	G	25,474.08
00181	010 0910 1400	1993	C	0.00
95007	030 2240 9410	1993	G	871.08
95008	030 2240 9410	1994	G	871.02
95027	040 2880 6120	1994	E	0.00
95028	080 9220 8430	1994	D	73.21
95029	040 2880 0790	1993	E	233.22
95030	030 2325 6230	1993	G	59,873.63
95031	030 2325 6230	1994	G	79,462.78
95032	081 0210 2540	1994	E	180.62
95045	040 3040 8220	1994	C	33.72
95046	020 1820 4560	1994	E	276.96
95047	020 1820 4560	1993	E	176.81
95048	010 0160 0960	1994	E	87.10
95054	010 0430 8150	1994	C	8,704.16
95067	020 1545 8180	1993	D	278.96
95070	020 1301 6020	1993	E	246.87
95071	020 1301 6020	1994	E	246.85
95075	020 1250 0550	1994	C	37.73
95076	020 1250 0550	1993	C	37.73
95081	020 1545 8180	1994	D	55.97
95083	020 1545 8210	1993	D	293.93
95091	030 2510 1660	1994	C	92.72
95092	030 2510 1660	1993	B	92.73
95098	050 3720 8740	1994	C	84.29
95099	050 3720 8740	1993	C	64.90
95100	050 4210 8220	1994	C	105.16
95101	050 4210 8220	1993	C	105.17
95103	060 6250 1500	1993	C	239.25

CITY OF HAMILTON  
TREASURY  
"443" APPLICATIONS

A-Out of Business

B-Reduced Space

C-Fire, Demolition, Otherwise

D-Non-Residential to Residential Conversion

E-Overcharge (Clerical Error)

F-Undercharged (Clerical Error)

G-Tax Exempt

=====

REALTY

Application Number	Roll Number	Appeal Year	Reason for Appeal	Tax Cancellation
95109	070 8330 7810	1993	C	726.97
95104	060 6250 1500	1994	C	239.23
95110	070 8330 7810	1994	C	726.92
95113	030 2335 3600	1993	C	156.15
95114	030 2335 3600	1994	C	156.14

**TOTAL REALTY            \$182,353.03**

**TOTAL ADJUSTMENT   \$238,019.53**

D. (i)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 2

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** By-law to Amend By-law No. 93-069 - Zoning Verification  
Certificates

**RECOMMENDATION:**

That the attached by-law be enacted.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

City Council, on December 12, 1995, in adopting Item 18 of the 29th Report of the Finance and Administration Committee authorized the City Solicitor to prepare the attached by-law to amend By-law No. 93-069 requiring certain new applicants to submit a plot plan and obtain a zoning verification certificate for the proposed business.

The purpose of the amendment is to make licence applicants responsible for zoning checks for proposed businesses. A problem had been encountered where a business was licensed and zoning was not correct. Reports had gone to the Planning and Development Committee, who recommended the improved process to the Finance and Administration Committee, which approved the changes.

RAS:mm

The Corporation of the City of Hamilton

BY-LAW NO. 96-

To Amend By-law 93-069

Respecting:

**ZONING VERIFICATION CERTIFICATES**

**WHEREAS** various businesses are licensed through By-law 93-069;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 18 of the 29th Report of the Finance and Administration Committee, at its meeting held on the 12th day of December, 1995, directed that the by-law be further amended to require certain new licence applicants to first submit a plot plan and obtain a zoning verification certificate for the business to be operated;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Licensing By-law No. 93-069 as amended, be further amended by adding section 3a immediately after section 3 as follows:

"3a. (1) In this section, "licence" means a licence for a business of the following classes, which is not a renewal or transfer of a current and valid licence under this by-law: a lunch counter, take out restaurant, or restaurant under Schedule 8, a public hall, bingo hall, roller skating rink, billiard parlour or pool room under Schedule 15, a lodging house or second level lodging house under Schedule 28, any class of garage under Schedule 32, or a flea market under Schedule 43.

(2) Every person seeking a licence shall, for the proposed business, submit a plot plan in a form satisfactory to the Building Commissioner or his or her delegate, along with the fees and documents required for a zoning verification certificate, and submit the zoning verification certificate obtained with the licence application at the time of making the application.

(3) Where a person submits a licence application and fails to comply with (2), unless the applicant withdraws the application, the Licence Administrator shall schedule hearing before the Licence Committee seeking denial of the licence for the reason of an incomplete application, and the Licence Committee shall recommend denial of the licence unless the applicant has complied with the requirements of (2)."

2. In all other respects By-law 93-069 as amended is hereby confirmed without change.

**PASSED** this                      day of                      A.D. 1996.

CITY CLERK

MAYOR

D.  
(ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 2

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** By-law to Amend By-law No. 80-259 - Inspections by the  
Medical Officer of Health

**RECOMMENDATION:**

That the attached by-law be enacted.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

n/a

**BACKGROUND:**

City Council, on December 21, 1995, in adopting Item 19 of the 29th Report of the Finance and Administration Committee authorized the City Solicitor to prepare the attached by-law to amend By-law 80-259 respecting inspections and reports by the medical officer of health.

The purpose of the amendment is to reduce the frequency of inspections and reporting, because of financial and staffing constraints.

RAS:mm

The Corporation of the City of Hamilton

BY-LAW NO. 96-

To Amend By-law 80-259

Respecting:

**INSPECTIONS BY THE MEDICAL OFFICER OF HEALTH**

**WHEREAS** second level lodging houses are regulated under By-law 80-259;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 19 of the 29th Report of the Finance and Administration Committee, at its meeting held on the 12th day of December, 1995, directed that the by-law be further amended to provide for inspections and reports by the medical officer of health when reasonably necessary, as opposed to monthly;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 80-259 as amended, be further amended by repealing and replacing section 46 with the following:

"46. (1) The licensee of a House shall allow the Medical Officer of Health, as often as he or she deems reasonably necessary, to:

(a) make reasonable inspections of each House and its operation pertaining to compliance with health or safety matters under the by-law, or for compliance with other laws under the jurisdiction of the Medical Officer of Health; and

(b) to file reports on the inspections and operation of each House with the Licensing Committee, which may include recommendations or details relating to compliance with this by-law or other law.

(2) An applicant for a licence under this by-law shall permit the inspection or inspections and reports referred to in (1), for each House for which a licence is applied for, as a condition of licensing."

3. In all other respects By-law 80-259 as amended, is hereby confirmed without change.

**PASSED** this                      day of                      A.D. 1996.

CITY CLERK

MAYOR

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

E. (i)

**DATE:** 1996 January 5

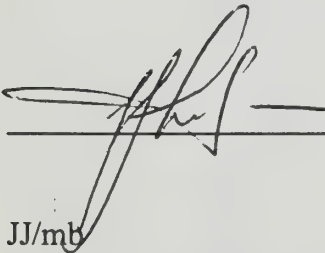
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** Appointments to and Terminations from Permanent  
Positions with the Corporation of the City of Hamilton (C-  
003-096)

**RECOMMENDATION:**

That the attached listing of Appointments to and Terminations from Permanent positions with the Corporation to 1996 January 12 be approved.

  
JJ/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

Attached.

# THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Cheryl Bogie	I	Client Services Secretary (8B)	H.E.C.F.I.	Replacing Ms. S. Johnson - resigned, Sept. 26/95	\$28,966.08 to \$29,260.92	Dec. 06/95
Ms. Diane Collins	I	Curator (M)	Culture & Recreation	Replacing Ms. M. Denton - resigned, Nov. 01/95	\$40,640.60 to \$47,819.20	Nov. 02/95
Ms. Christine Lowartz	I	Curatorial Assistant (O)	Culture & Recreation	Replacing Ms. D. Collins - promoted, Nov. 02/95	\$34,001.76 to \$39,962.52	Nov. 02/95
Mr. Cecil Mascarenhas	I	Manager of Accounting (E)	Treasury	Replacing Mr. I. Hammel - retired, April 29/94	\$72,475.00 to \$85,343.44	Jan. 01/96

Prepared January 12, 1996

Status
Internal - I
External - E

# THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Kay Morden	I	Administrative Assistant II (O)	City Clerk's	Replacing Ms. L. Tofani - promoted, July 03/95	\$34,001.76 to \$39,962.52	Dec. 11/95
Ms. Patricia Orr	I	Communications Operator (NIB)	Fire	Replacing Mr. J. McIssac retired, April 30/95	\$34,234.08	Nov. 27/95

Prepared January 10, 1996

Status
Internal - I
External - E

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Douglas Pickard	Customer Service Rep/ Plan Examiner	Building	Terminated	6 years, 8 months	Dec. 13/95

Prepared January 12, 1996

Glossary of Terms

Terminated - long term disability  
 - discharge  
 - downsizing  
 - redundant

Resigned - personal betterment  
 - personal reasons

E. (ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 5

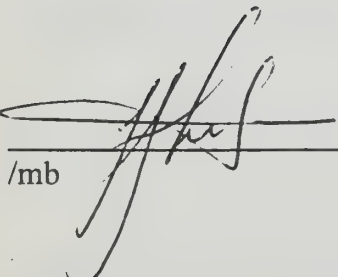
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** International Association of Sheet Metal Workers - Air  
Handlers, Local 537 (C-002-096)

**RECOMMENDATION:**

- (1) That the amendment to the Air Handlers' Provincial Collective Agreement, Local 537, be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton, and,
- (2) That the Fair Wage Schedule be amended to reflect this change.

  
\_\_\_\_\_  
/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

(Term of the Collective Agreement - 1995-1998)

**Effective May 19, 1995**

<u>POSITION</u>	<u>HRLY. WAGE RATE</u>	<u>PENSION</u>	<u>HEALTH &amp; WELFARE</u>
Sheeter/Decker	\$27.55	\$2.50	\$1.78
Shtr/Decker Asst.	\$25.57	"	"
Material Handler	\$22.61	"	"
Probat. Employee	\$12.96	\$1.50	"
Journeyman	\$27.55	\$2.50	"
Apprentice-5th yr.	\$22.94	\$0.75	"
Apprentice-4th yr.	\$19.76	\$0.75	"
Apprentice-3rd yr.	\$16.58	\$0.75	"
Apprentice-2nd yr.	\$13.40	\$0.75	"
Apprentice-1st yr.	\$10.21	\$0.75	"
Foreman Premium	\$1.50/hr.		

**Effective May 1, 1996**

<u>POSITION</u>	<u>HRLY. WAGE RATE</u>	<u>PENSION</u>	<u>HEALTH &amp; WELFARE</u>
Sheeter/Decker	\$28.01	\$2.50	\$1.78
Shtr/Decker Asst.	\$26.00	"	"
Material Handler	\$22.99	"	"
Probat. Employee	\$13.19	\$1.50	"
Journeyman	\$28.01	\$2.50	"
Apprentice-5th yr.	\$23.30	\$0.75	"
Apprentice-4th yr.	\$20.07	\$0.75	"
Apprentice-3rd yr.	\$16.84	\$0.75	"
Apprentice-2nd yr.	\$13.62	\$0.75	"
Apprentice-1st yr.	\$10.39	\$0.75	"
Foreman Premium	\$1.50/hr.		

Effective May 1, 1997

<u>POSITION</u>	<u>HRLY. WAGE RATE</u>	<u>PENSION</u>	<u>HEALTH &amp; WELFARE</u>
Sheeter/Decker	\$28.46	\$2.50	\$1.78
Shtr/Decker Asst.	\$26.43	"	"
Material Handler	\$23.37	"	"
Probat. Employee	\$13.42	\$1.50	"
Journeyman	\$28.46	\$2.50	"
Apprentice-5th yr.	\$23.66	\$0.75	"
Apprentice-4th yr.	\$20.39	\$0.75	"
Apprentice-3rd yr.	\$17.11	\$0.75	"
Apprentice-2nd yr.	\$13.84	\$0.75	"
Apprentice-1st yr.	\$10.57	\$0.75	"
Foreman Premium	\$1.50/hr.		



F.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 2

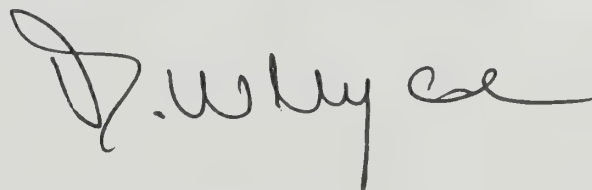
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. W. Vyce  
Director of Property

**SUBJECT:** Request of Waterjet Machining Inc.  
Owner of 400 Wentworth Street North  
For a Quit Claim Deed from City

**RECOMMENDATION:**

- (a) That the City of Hamilton confirm it has no interest in a parcel of land measuring approximately 15 feet by 50 feet (described as Part 2, 62R-13582) situate at the rear of 400 Wentworth Street North by quit claiming this portion to the current owners of 400 Wentworth Street North, namely, Waterjet Machinery Inc.; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

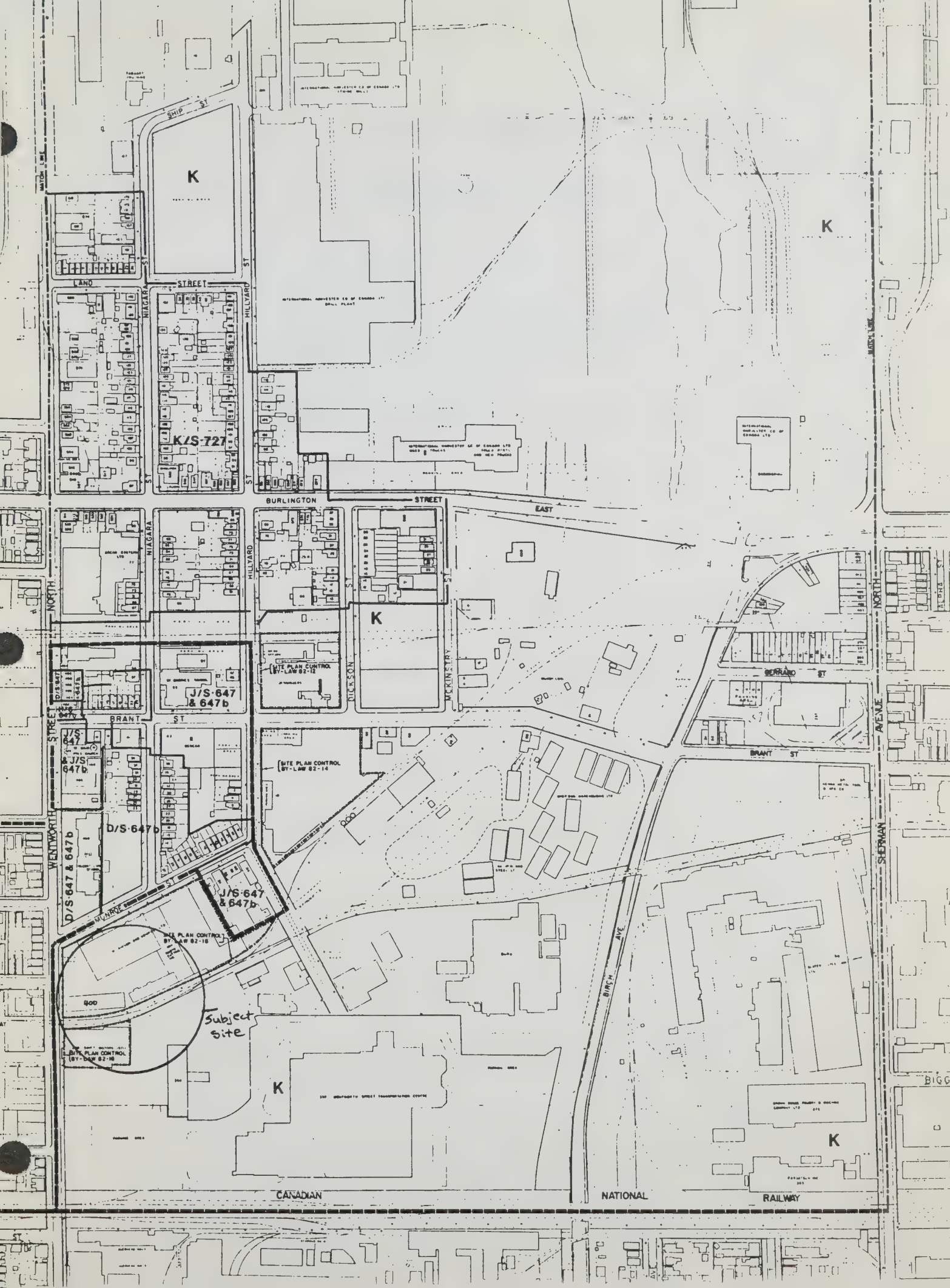
The industrial property known as 400 Wentworth Street North recently was sold to a new owner by its former corporate owner who had owned the property since 1952. In handling the current sale to Waterjet Machinery Inc., the purchaser's survey disclosed that the City of Hamilton had once acquired the site in 1890 and by 1949 had sold the site by several deeds.

The recent property survey disclosed that a small remnant parcel of land (15 feet by 50 feet) at the rear of the property was not included in the City's conveyances when this site was sold by the City. Further, the current owner has submitted to us that the owner of the whole site for the last 45 years has, by its adverse possession of this small remnant parcel, acquired ownership by operation of law. The current owner therefore requests the City to confirm that we have no interest in this small portion of their property by a Quit Claim Deed from the City to their company.

In support of their claim to ownership by adverse possession, we have received a declaration of possession of this small property confirming it has been exclusively occupied by the property owner for the past forty-five years. Our department and the Legal Department are in agreement with their request.

DJC/hew

c.c     P. Noé Johnson, City Solicitor  
          A. Ross, Treasurer  
          C. Bandurka, Property Clerk, Surveys





**CITY OF HAMILTON**

**~~RECOMMENDATION~~**

G.

**DATE:** 1996 January 17th

**REPORT TO:** Alderman B. Charters, Chairman & Members,  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary,  
Finance and Administration Committee

**SUBJECT:** Information Items

**RECOMMENDATION:**

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Information Report - Treasurer - Status of Unclassified Revenue and Expenditures as at 1995 November 30 - report dated 1995 December 8
- (b) Information Report - Treasurer - Status of Hosting, Receptions and Related Accounts as at 1995 November 30 - report dated 1995 December 8
- (c) Information Report - Treasurer and City Solicitor - Rothwell Properties Inc., 606 Aberdeen Avenue - Tax Arrears - report dated 1995 December 19
- (d) Correspondence - F.C.M. - Request for resolutions for consideration at FCM's National Board of Directors' Meeting in 1996 March or at FCM's Annual Conference in 1996 June - letter dated 1995 December 12th
- (e) Information Report - City Solicitor - Provincial Offence Prosecutions and Property Standards for 1995 - report dated 1996 January 10
- (f) Correspondence - Association of Municipalities of Ontario - Summary Report and 1994-1995 Annual Report



Page Two  
Information Items Report  
Finance and Administration Committee  
1996 January 23rd

- (g) Memorandum - Director of Property - Real Estate Division of the Property Department Services to the Region for the Fourth Quarter of 1995 - memo dated 1996 January 8th
- (h) Information Report - Commissioner of Human Resources - 1996 January 5 Wage Pay Error - report dated 1996 January 10th
- (i) Information Report - Reinstatement of Vacation Credits for Employees on Maternity/Parental Leave - report dated 1996 January 5th
- (j) Minutes - Hamilton Status of Women Sub-Committee - meetings held 1995 November 12th and 1995 December 4th
- (k) Information Report - Director of Information Systems - Conversion of Hamilton Public Library System
- (l) Information Report - Director of Information Systems - Conversion of Hamilton Public Library System - report dated 1996 January 15th

*Suzanne K. Reder*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

The above-noted documents have been sent out to members of the Committee and the applicable staff for information purposes, and are being formally presented to the Committee in order to be officially received. Approval of this recommendation to receive these documents will ensure that the circulation procedure followed for these matters is recorded.



URBAN/MUNICIPAL  
CA4 ON HBL A05  
C51F31  
1996



Urban/Municipal Librarian  
Hamilton Public Library  
2nd Floor

## NOTICE OF MEETING

### FINANCE AND ADMINISTRATION COMMITTEE

Tuesday, 1996 February 6  
1:30 o'clock p.m.  
Room 233, City Hall

*Susan K. Reeder*

Susan K. Reeder, Secretary  
Finance and Administration Committee

URBAN MUNICIPAL

FEB 6 1996

GOVERNMENT DOCUMENTS

### AGENDA

1. IN CAMERA AGENDA
2. CONSENT AGENDA
3. CORRESPONDENCE

The Advisory Committee on Competition in Ontario's Electrical System

4. DIRECTOR OF PROPERTY AND DIRECTOR OF CULTURE AND RECREATION

Rosedale Arena - Ice Temperature Control System

5. DIRECTOR OF PROPERTY

Award of Contract to Honeywell Ltd. - Building Controls and Automation Maintenance

6. CITY CLERK

Request - Hamilton Music Scene '96 Festival - Extension of Hours

7. OTHER BUSINESS

8. ADJOURNMENT



Ministry of  
Environment  
and Energy

Advisory Committee  
on Competition in Ontario's  
Electricity System

40 St. Clair Avenue West  
Suite 401

Toronto ON M4V 1M2

Tel (416)314-0981

Fax (416)314-0975

Ministère de  
l'Environnement  
et de l'Énergie

Comité consultatif sur la  
concurrence au sein du secteur  
de l'électricité de l'Ontario

40, avenue St. Clair ouest  
Bureau 401

Toronto ON M4V 1M2

Tél (416)314-0981

Télec (416)314-0975

3.

December 12, 1995

Mr. Doug Raven  
Executive Director  
Association of Municipalities  
of Ontario  
250 Bloor Street East, Suite 701  
Toronto, Ontario  
M4W 1E6

Dear Mr. Raven:

**Re: The Advisory Committee on Competition  
in Ontario's Electricity System**

The *Advisory Committee* has met and I am now able to provide information on the process that we will use to collect the views of interested persons. The Committee wants to reach as many Ontarians as it can in the time allotted for this review. As you are aware, however, time is short.

First, you are invited to make a written submission (see attached for further detail). This is the most effective way to get your views "on the record". While the opportunity to make an oral presentation may be limited, there is no restriction on the length of your written submission -- we only ask that you keep it relevant to the mandate of the Committee, which is governed by the terms of reference. We also encourage you to provide all the supporting data that you used to reach your conclusions, in order that we can fully evaluate your proposal. Although the due date for submissions is **January 26, 1996**, we would be pleased to receive them earlier.

The *Advisory Committee* does not have the resources to circulate submissions. We encourage the timely exchange of documents among the participants. A list of submissions received by the *Advisory Committee* will be available.

Interested persons can view the submissions at the *Information Resource Centre*, 40 St. Clair Ave. W., 3rd Floor, Toronto -- by appointment, please call (416) 327-1247.



# **ADVISORY COMMITTEE ON COMPETITION IN ONTARIO'S ELECTRICITY SYSTEM**

## **PUBLIC NOTICE**

The terms of reference of the *Advisory Committee* establish the limits of the inquiry of the Committee into Ontario Hydro and the province's electricity system.

The attached document identifies issues covered by the terms of reference, and under each topic a number of preliminary questions are asked. The terms of reference are attached.

These questions are not meant to limit the scope of the Committee's inquiry or to control the submissions of the participants. The questions are an attempt to put the terms of reference in a context and to assist participants in focusing their comments. We do not assume to have covered all the issues, but from our initial review, these questions address the most common areas of concern and interest.

The *Advisory Committee* was also specifically asked to review existing submissions and models for reform of the province's electric utility industry. Existing models for reform are ones proposed by the Association of Major Power Consumers in Ontario (AMPCO), the Financial Restructuring Group, the Independent Power Producers' Society of Ontario (IPPSO), the Municipal Electrical Association (MEA), and Ontario Hydro, as well as the existing system. The Committee has tried to address features of the models in the questions we have posed.

Just as the terms of reference restrict the extent of the Committee's inquiry, they also provide a similar constraint on the submissions of the participants in this review. The terms of reference will guide the Committee's activity and examination into Ontario's electricity system, and they should guide your submissions as well.

## **HOW TO COMMENT**

You may wish to make submissions on the issues as set out in the questions. You may also address any other matter that is relevant to the terms of reference of the Committee, which has not been addressed by the questions. Please include with your submissions all supporting documentation.

ADVISORY COMMITTEE ON COMPETITION IN  
ONTARIO'S ELECTRICITY SYSTEM

TERMS OF REFERENCE

Principles

1. In support of its commitment to remove barriers to growth, the Government of Ontario has identified the need to examine potential changes at Ontario Hydro to bring it back to its proper role of providing reliable and affordable electrical power to Ontario, and to respond to the potential impacts of changing technology and international economic trends in the electricity sector.
2. The Government of Ontario is committed to upholding the objectives of sustaining affordable electricity rates, enhancing provincial competitiveness, preserving financial soundness and safeguarding Ontario's quality of life.

Framework

1. Examine the economic, technological and public policy trends facing Ontario Hydro and the provincial electricity system and assess existing barriers to change.
2. Make recommendations on the structural, legislative, regulatory and, potentially, ownership reforms required to ensure Ontario Hydro and the provincial electricity system are poised to meet the competitive challenges of the 21st century.
3. Investigate and assess options for phasing in competition in Ontario's electricity system in the following areas:
  - a) Structural change options for phasing in competition, including:
    - i) "Unbundling" of Ontario Hydro's generating, transmission and distribution functions into distinct companies;
    - ii) Competition among Ontario Hydro and private generators to sell power to a single power pool, directly to municipal electric utilities, and/or directly to end customers;
    - iii) Enhancing the efficiency of the electricity distribution sector.

- b) **Enhanced competition through establishment of an appropriate regulatory framework, including:**
  - i) Identification of the role of the regulator in ensuring that a fair competitive market in electricity is developed;
  - ii) Identification of areas where regulation will be required to ensure customer protection;
  - iii) Identification of impacts of a more competitive market on other regulations or standards governing or carried out by Ontario Hydro, for example, regulation of the municipal electric utilities.
- c) **The relative benefits and consequences of options for introducing private equity as a means of enhancing competition in Ontario's electricity system, including:**
  - i) Sale of non-essential business operations, such as Ontario Hydro International, Incorporated;
  - ii) The sale of Ontario Hydro's generating assets, as one or more private generating companies.

4. **Review existing submissions and models for reform of Ontario's electric utility industry, including Ontario Hydro, municipal electric utilities, and other electric utilities in the province.**

The assessment of these proposals shall include, but not be limited to, an appraisal of potential impacts and considerations with respect to:

- Affordable electricity rates for all classes of customers;
- Achievement of greater economic efficiency;
- Power system reliability and obligation to serve;
- Economic competitiveness and regional economic impacts;
- Implications for public finance, including public sector indebtedness and provincial/municipal government revenues;
- First Nations and aboriginal issues;
- Electricity trade and energy security;
- Arrangements for nuclear power;
- Local accountability;
- Sustainable development.

5. Consult broadly, through public forums, written submissions and other means, undertake research and foster dialogue to ensure that the views and concerns of all interested stakeholders and citizens are incorporated into the Committee's recommendations.
6. Complete its work and deliver its final report to the Minister of Environment and Energy by April 30, 1996.



## WORKING PAPER

**This document is the Advisory Committee's first attempt to identify issues addressed in the terms of reference, and to introduce some of the questions that await our consideration.**

### PRESSURES FOR CHANGE

1. What are the economic, technological and public policy trends facing Ontario Hydro and the provincial electricity system?

*Identify these factors, and discuss how they are motivating change. For example,*

Economic trends may include (but are not limited to):

- Competitive challenges, including,
  - over supply of electricity
  - demand for low electricity prices, particularly from industry
  - demand for service options, flexibility, and variety in choice of electricity services
  - growth in independent power production
  - increased competition in North America for generation
- The industry reaction to high electricity rates -- for example, the self-generation of power; a change in energy source; leaving the province.
- The Ontario Hydro debt of \$35 billion.

Technological trends may include (but are not limited to):

- Advances in: natural gas cogeneration techniques; small-scale electricity generation technologies relative to large units; transmission technology; the ability to identify consumption patterns; convergence of "wires", all have an impact on Ontario Hydro, and the provincial electricity system.

Public policy trends may include (but are not limited to):

- There is a trend towards the unbundling<sup>1</sup> of vertically integrated utilities.
- There is a trend towards the de-regulation of the electrical supply industry (i.e., generation).
- Where there is a role for competition in a market, the trend is to discontinue the monopoly.
- Where there is a role for competition in a market, public ownership is being questioned.
- There is an increasing focus on the need for increased customer choice in the supply of power.
- The power at cost principle (costs of power drive price of power) is incompatible with meeting the competitive challenges of the 21st century.

## **BARRIERS TO CHANGE**

### **1. What are the barriers to change?**

*Identify these barriers, and discuss them in the context of a structure for Ontario Hydro and the provincial electricity system. Some examples of "barriers to change" that have been identified include, but are not limited to:*

- The transition costs of change.
- The treatment of stranded assets.<sup>2</sup>
- The long-term debt of Ontario Hydro (\$35 billion), guaranteed by the province.
- New models of costing and pricing will be required.
- The costs of privatization have to be evaluated against the benefits.

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<sup>1</sup> "Unbundling" is the creation of separate companies to perform the services - for example, Ontario Hydro could be vertically unbundled to separate generation, transmission and rural distribution from Ontario Hydro; generation could be horizontally unbundled to create more than one generation utility.

<sup>2</sup> An asset that is built on the expectation that it will be fully used, is under-utilized or unutilized.

- There are concerns regarding the safe handling of nuclear generating facilities, and their by-products.
- The recent reorganization of Ontario Hydro has led to improved financial results. There may be no/limited inefficiencies in the current system, and therefore no radical changes are required.
- There could be job displacement.
- The ongoing negotiations with aboriginal communities.
- Who will be responsible for social objectives?
- Who will be responsible for environmental objectives?

**WHAT ARE THE POLICY DRIVERS THAT SHOULD GUIDE THE *Advisory Committee* RECOMMENDATION?**

1. From the terms of reference, they include:
  - to provide reliable and affordable electrical power to Ontario
  - to preserve the financial soundness of Ontario
  - to safeguard Ontario's quality of life
  - to remove barriers to growth
  - to enhance provincial competitiveness
  - to ensure that Ontario Hydro and the provincial electricity system can meet the competitive challenges of the 21st century
  - to enhance the efficiency of the electricity distribution system
  - to respond to changing technological trends in the electricity sector
  - to respond to changing international economic trends in the electricity sector
2. *Are there other policy considerations that should guide the Advisory Committee?*

## AREAS FOR REFORM

*The Advisory Committee is specifically charged with investigating options for phasing in competition by structural changes (unbundling), including options to enhance the efficiency of the electricity distribution sector. The Committee is also to examine enhancing competition through regulation and private equity.*

*Low rates and safe, reliable supply are the top priorities for electricity customers. Electricity is an essential service for most users. As a means of supporting these objectives over time, and in light of the pressures for change discussed above, the three main areas for reform of Ontario's electricity system are:*

- *Competition (and the consequential Industry Restructuring)*
- *Ownership*
- *Regulation*

### I COMPETITION/INDUSTRY RESTRUCTURING

*Many believe that competition is a means of disciplining costs and investment decisions. There are a number of options available for introducing market forces into the provincial electricity system. These range from encouraging greater competition among Ontario Hydro and a number of private generators to supply a power pool, through to "retail competition" where all individual electricity users would be able to choose their own supplier. Retail competition also requires the distribution system to be open to all users.*

**Key issues related to competition and industry restructuring include:**

#### **Competition in generation:**

*Ontario Hydro's generation consists of hydroelectric, fossil and nuclear power. Hydroelectricity provides approximately 25 percent of the province's electricity supply. Nuclear power supplies over 60 percent of Ontario's electricity. In addition, there are a number of independent power producers operating in the province.*

**Monopoly:** Is the generation of electricity a natural monopoly? If not, why should the current generation monopoly be maintained? What options are available to the current generation monopoly to meet competitive challenges? How can the current generation monopoly be changed to ensure competition among Ontario Hydro generation and private generation?

**Prospects for competition elsewhere:** Where is the competition for Ontario Hydro? Do you expect Ontario's electricity system to face retail competition as well as significant rate reductions from neighbouring U.S. states and if so, how quickly? Will Québec and Manitoba move to a retail competitive market in the foreseeable future? Is there any benefit in opening up the Ontario market in advance of the opening of markets in the U.S.? What are the impacts of international trade agreements and NAFTA?

**Timing/urgency:** How quickly are changes needed? Is there an advantage to introducing greater competition in phases? If so, should competition be phased in by size of customer (e.g., large, commercial, small), by type of customer (wholesale first, then retail) or by type of market (competition for new generators only at first)?

**Degree of competition:** Should there be competition among all suppliers or only among new generating capacity? Should they compete to supply a common power pool, wholesalers (e.g., municipal utilities) or be able to sell directly to customers?

**Rate impacts:** What would be the impact on prices paid by customers? Would large customers get more of the benefits because of their bargaining power? Would medium-sized or small businesses be able to band together and get lower prices? Would small customers with less bargaining power be able to get much of the benefits? Would customers with less bargaining power (e.g., residential and northern Ontario) be stuck with the stranded costs that other customers escaped? Would variable regional rates replace postage stamp rates (a common wholesale price regardless of where you live)?

**Stranded assets:** If, as a result of competition, Ontario Hydro's revenues fall so that it can no longer service its \$35 billion debt, the government will be required to recover these costs from taxpayers or pass them through to ratepayers. Who should pay?

**Competition and subsidies:** How will areas with fewer economic advantages be served? Electricity rates for rural residential customers are currently subsidized by Ontario Hydro's other customers at a cost of \$120 million per year. As well, to ensure that certain large industrial customers stay in Ontario and/or on the Ontario Hydro system, Ontario Hydro offers power at prices below the average cost of production. Should such arrangements be continued in the future?

**Viability of competition:** Is it possible to create a number of generators that will result in competitive prices for Ontarians and viable competitors in the North American market? What is the optimum number of companies required to ensure a competitive market? In the U.K., the system was reformed to remove the public monopoly structure. Recently there has been some reconsolidation as the generators have begun to buy up distribution companies. If a competitive market is created, what should be done to maintain its competitive nature? Are arrangements necessary for new entrants?

**Obligation to serve/reliability:** In an open market, who is responsible for ensuring the adequate supply of electricity; who acts as a supplier of last resort (of this essential service) if a contract falls through?

**Security of supply:** Current legislation requires Ontario Hydro to ensure supply that is adequate to meet domestic needs. In a competitive market, electricity would likely be freely traded between Ontario, other provinces and the U.S. This could mean that Ontario customers could become dependent on supplies from outside Ontario or Canada, raising concerns with respect to energy security. Is this a concern?

**Natural gas experience:** What have we learnt from the natural gas deregulation experience to assist our examination of similar issues in the electricity sector?

**Role of transmission:**

*Ontario Hydro operates as a transmission monopoly, as well as a generation monopoly. Its Electricity Exchange purchases electricity from Ontario's generation units, independent power producers, and other utilities as needed. The Exchange pools costs and resells at average costs (the common wholesale price) to municipal electric utilities (72 percent), Ontario Hydro retail utilities (14 percent), large industrial customers (14 percent), and occasionally to other utilities and other jurisdictions. Discussion of the transmission sector should include the power pool and exchange.*

**Monopoly:** Is the electrical transmission system a natural monopoly? What options are available to the current transmission monopoly to meet competitive challenges?

**Access:** What are the implications of transmission access? Are there unique characteristics of electricity that have to be taken into account in permitting access to the transmission system? What extent of transmission access is appropriate: for example, restricted access, controlled access, or full access (the transmitter as a common carrier)?

**Rate Impacts:** What would be the impact on prices paid by customers?

**Power Pool/Exchange:** A power pool offers electricity at a common average price. An exchange would permit retail dealings. What is an effective mechanism to supply electricity? Who should operate the power pool or exchange? Are there problems if Ontario Hydro operates the power pool or exchange -- for example, self dealing? What are alternatives to a power pool or exchange?

**Natural gas experience:** What have we learnt from the natural gas deregulation experience to assist our examination of similar issues in the electricity sector?

## **Role of distribution:**

*Over 300 municipal electric utilities own and operate the local distribution systems, distribute over 72 percent of electricity sales of Ontario Hydro, and account for on average 15 percent of the delivered cost of electricity. Ontario Hydro retail serves 950,000 customers through 13 regional systems. Ontario Hydro serves directly 100 large commercial and industrial customers. In addition there are six other electric utilities -- Canadian Niagara Power Company Ltd., Cornwall Electric, Falconbridge Ltd, Gananoque Light and Power Ltd, Goldcorp Inc. (formerly Dickenson Mines), and Great Lakes Power Limited.*

**Monopoly:** Is the distribution system a natural monopoly? What are the inefficiencies in the current distribution system? How can the efficiency of the existing distribution system be enhanced? What options are available to the current distribution monopoly to meet competitive challenges?

**Mergers:** Municipal electric utilities could either be merged into Ontario Hydro or into regional distribution utilities. What are the consequences and benefits of having a merged distribution utility? If regional utilities were created, what is the optimal number and how should they be designed? Municipal utilities could also be merged with the transmission system. What are the consequences and benefits of such a merger? How should other electric utilities be treated in any restructuring of the municipal utilities?

**Access:** What are the implications of access to the distribution system? What extent of distribution access is appropriate?

**Rate impacts:** Is there significant potential scope for cost savings through rationalization of the municipal electric utilities? Given variations in electricity rates among neighbouring municipalities, should mergers among municipal utilities be encouraged?

**Compensation:** If municipal electric utilities were to be merged with Ontario Hydro or into regional utilities, who should be compensated, and how should the level of compensation be determined?

**Natural gas experience:** What have we learnt from the natural gas deregulation experience to assist our examination of similar issues in the electricity sector?

## **Competition in retail:**

*The municipal electric utilities, which own and operate the local distribution systems, sell the electricity to customers in their respective areas and provide other energy services. Ontario Hydro also serves customers (large customers directly and customers through its regional systems). In addition, the six other electric utilities also sell electricity.*

**Opportunity for competition:** Where is the competition for current retailers of electricity? Who would be the new retailers in an open market? Is there a role for municipal electric utilities? Is competition necessary in the retail market? What options are available to the current retail system to meet competitive challenges? Is there a role for competition in providing other energy services?

**Customer concerns:** What are the benefits of retail access? Do customers of all sizes benefit equally? Will a new customer be able to access the system at a fair price? Who will act as a supplier of last resort of this essential service? Who will monitor quality of service? What would be the impacts on prices paid by consumers?

**Environment:** What effect will retail access have on demand management and integrated resource planning?

**Natural gas experience:** What have we learnt from the natural gas deregulation experience to assist our examination of similar issues in the electricity sector?

## II OWNERSHIP

*The current system of public ownership features lower financing costs, no corporate income taxes, and grants in lieu of property taxes paid to municipalities. Private independent generators are currently subject to these taxes, and their cost of debt could be higher.*

*Privatization could occur in a number of different ways: for example, selling assets; issuing shares; injecting equity.*

Ownership issues include the following:

**Ownership and competition:** Is it necessary for the industry to be privately owned to have a viable competitive system? What are the consequences and benefits of private ownership? Is it desirable for the government to continue to be involved as an investor in the generation of electrical power? Is it desirable for the government to continue to be involved as an investor in the transmission of electrical power? Should individual municipalities be encouraged to privatize their electric utilities?

**Rate impacts:** What will be the impact of private ownership on power prices? Private ownership is expected to bring higher efficiencies but can't guarantee reductions in electricity rates. The U.K. generators cut their staffs in half after privatization, and cuts of 20 percent among the distribution companies have occurred. These and other potential operating cost savings may be offset by requirements to pay corporate income tax and capital taxes, and by higher financing costs. Ontario Hydro has already cut staff over 25 percent, without raising questions about safety and reliability, particularly of the nuclear

plants. What are the benefits of privatization if the possibility of future savings is limited? With respect to the distribution sector, is there significant potential scope for cost savings through the privatization of municipal electric utilities?

**Reducing public sector debt:** Ontario Hydro's debt is guaranteed by the government but is self-supporting. Privatization of Ontario Hydro would allow the utility to pay down its \$35 billion debt and reduce the government's guarantee. If proceeds of the privatization are insufficient, who will pay the deficiency: the taxpayer (by increasing the government's debt) or the electricity user (by a special levy), or the municipalities (through inadequate compensation if the municipal utilities are merged)?

**To whom should Hydro be sold:** Privatization of all of Ontario Hydro might require foreign capital. Is it acceptable for the industry to be wholly or partially foreign owned? Should the employees and/or members of the public be able to acquire shares?

**Accountability:** Is there any need for accountability between a generator, transmitter or distributor of electricity and the government? If this need exists, how can it be met? How can the government be certain that there is adequate supply of electricity to meet domestic needs?

**Provincial/municipal revenue impacts:** Should the privatized companies be required to pay all taxes? For the government, the payment of corporate income taxes and capital taxes will more than offset lost revenues from the debt guarantee fee (as the government-guaranteed debt is gradually eliminated). However, this increases generating costs and potentially power prices. Private owners may wish a guarantee from the government that water rentals from hydroelectric plants not be raised as the rents are currently below market value. Should privatized companies have to pay full property taxes to municipalities?

**Nuclear power:** Ontario Hydro's nuclear plants are the most costly part of the Ontario Hydro system with a book value of about \$25 billion. Ontario Hydro estimates they have a market value of \$15 billion. It will take time to put in place appropriate financial structures and independent assessments to assure potential private investors that financial risks with nuclear power are manageable (and that the public will not be stuck with these costs should a privatized company go bankrupt). Should the government remain responsible for the nuclear waste and decommissioning costs or should these be passed along to the new owners? Will the private sector accept the risk and liability? What are the opportunities for a merger of Ontario Hydro's nuclear generation with Atomic Energy Canada Limited? What are the consequences and benefits of such a merged nuclear entity?

**Other business operations:** Other business operations of Ontario Hydro include: Ontario Hydro International Inc. (OHII); Ontario Hydro Technologies (OHT); and activities such as energy efficiency. Such operations may/may not be essential to the operations of Ontario Hydro as a utility company. Is it necessary for these operations to be with Ontario Hydro (or its successor(s))? What options are available?

**Labour:** Ontario Hydro has already cut staff over 25 percent. Some staff are covered under federal labour legislation. Any changes to the ownership of Ontario Hydro will have an impact on its employees. How should labour issues be managed?

**Environment:** Can a privatized electricity industry serve public policy initiatives, such as promoting sustainable development and energy efficiency.

**Valuation of assets:** What are the issues surrounding the valuation of assets? What can we learn from the U.K. experience?

**Value of current system:** Ontario Hydro is an integrated generation and transmission company with a world-wide reputation. Is the break-up value of the utility greater than the value of the vertically integrated company? The municipal electric utilities have not recommended any substantive changes to their structure. Can the current distribution system be supported on economic grounds, taking into account local needs and wishes?

### III REGULATION

*Any changes to the structure or ownership of the Ontario electricity system will require changes in how it is regulated. Regardless of the future structure of Ontario's electricity system, to instill confidence in the sector, regulatory certainty is required.*

*Different forms of regulation may be required for the different sectors, regardless of structure and ownership.*

*Where there is no or less than full competition, some degree of regulatory oversight is required. Where there is sufficient competition to ensure an efficient and equitable marketplace, no regulation is required. Regulation may be required in a transition to a competitive structure.*

**Issues include:**

**Oversight role:** What role should regulation play in developing a more competitive market? Where is regulation required? Is the Ontario Energy Board the appropriate regulator? Should Ontario Hydro (or its successor(s)) continue to play a regulatory role?

**Type of regulation:** What type of regulation should there be for each part of the industry (generation, transmission (include the power pool/exchange), distribution, and supply)? Options include: no regulation (i.e., competition); traditional cost of service (rate of return on rate base); variations on rate of return regulation (for example, "banded" allowable rate of return, "variable" rate of return, a sharing mechanism); incentive or performance-based regulation; price caps. Is it important that the same regulatory approach and the same regulator be used for electricity as for natural gas?

**Direct government control:** Many Ontario Hydro operational decisions, as well as the activities of subsidiaries, are subject to government approval -- for example, the purchase of power and fuel for Ontario and international investment activity. What direct government approvals should be required, if any, in a competitive market?

**Regulatory control:** What type(s) of regulatory control would be needed to ensure a level playing field and provide consumer protection in a competitive electricity market? Even where regulation may not be necessary, monitoring may be advisable to ensure that a newly developed competitive market will remain competitive. For example, to prevent the U.K. reconsolidation experience, common ownership of the generation, transmission and distribution units may be prohibited; or take-over reviews may be appropriate. Should the government be able to intervene if the competitive market is not working?

**Environment:** What will be the role for regulation in sector investment in energy conservation, renewable energy, and environmental protection?

**Other regulatory needs:** Ontario Hydro has other regulatory duties. For example, it is a regulator of electrical inspections. In Alberta, this specific function is being moved from the provincial government to others (municipalities, accredited agencies). What alternatives are available to fulfil these regulatory needs?



4.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

JAN 29 1996

**DATE:** 1996 January 29

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

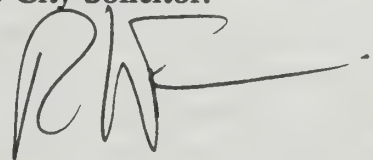
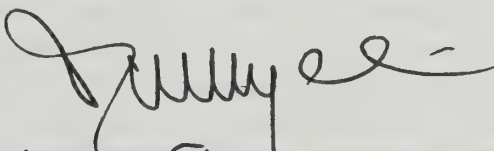
**FROM:** D. W. Vyce  
Director of Property

R. Fair  
Director of Culture & Recreation

**SUBJECT:** Rosedale Arena - Ice Temperature Control System

**RECOMMENDATION:**

- (a) (i) That authorization be given to the Property Department to permit Bassai Engineering Limited of Burlington, Ontario and the Faculty of Engineering Science at McMaster University to utilize Rosedale Arena as a subject test project enabling engineering students from McMaster University to complete the theoretical and practical work for their fourth year thesis, consisting of installing infrared sensors to automatically control and monitor the ice plant compressor operation thereby possibly providing economical and environmental benefits; and,
- (ii) That the above approval be subject to Bassai Engineering Limited providing liability insurance in a form satisfactory to the City Solicitor.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

There will be no impact to Culture & Recreation's programming as a result of this installation. Any equipment and labour to install said equipment to perform the study as proposed by Bassai Limited will be at sole expense of Bassai Engineering Limited of Burlington.

## **BACKGROUND:**

The Property Department has been approached by Bassai Engineering Limited of Burlington, Ontario to conduct a test project, in cooperation with the Faculty of Engineering Science at McMaster University, of the ice temperature control system at Rosedale Arena. Should the City agree, the test project will be assisting three engineering students from McMaster University to complete the theoretical and practical work for their fourth year thesis. The scope of their thesis is to compare a conventional return brine control system with a state-of-the-art infrared control system in terms of ice temperature control and response, and total energy usage.

Bassai Engineering Limited is a local firm specializing in ice rink technology and energy management systems for arenas. They have completed work for the Property Department in the past.

Bassai proposes to supply and install, at their expense, the necessary equipment to allow the students to monitor the ice surface temperature, brine return temperature and compressor operational status. During the first week they will simply be monitoring the ice conditions and recording energy data. During the second week the infrared sensors will actually become the control point for the compressor plant. At no time will the condition of the ice be in jeopardy. In fact, it is anticipated that there will be improvements in ice temperature consistency plus energy savings. The control system will be fitted with a simple by-pass switch which will allow the City to revert back to the original return brine control system in the event of any concerns or problems.

The Property Department has investigated the proposal put forth by Bassai and have no reservations with the technology which will be installed in Rosedale Arena. Property Department staff have also consulted with Cimco Refrigeration Inc. who presently have the maintenance contract for the City's arena ice plants. They are familiar with the control system being proposed by Bassai and also have no concerns with it.

On completion of the test project the City will benefit by receiving a copy of the results of the comparative study. This data will assist the Property Department in determining the viability of installing similar control systems in other arenas as part of their energy conservation measures. Furthermore, the City of Hamilton will be assisting McMaster University in providing their engineering students with interesting, practical situations for their education.

DWV/rd

- cc. P. Noé Johnson, City Solicitor, Law Department  
R. Swan, Manager of Building Operations & Maintenance  
R. Desnoyers, Assistant Manager of Building Operations & Maintenance  
G. Lepitre, Maintenance Coordinator, Building Operations & Maintenance  
W. Moffatt, Manager of Arenas & Technical Services, Culture & Recreation



5.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

JAN 29 1996

**DATE:** 1996 January 29

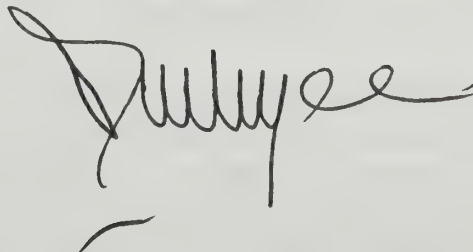
**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. W. Vyce  
Director of Property

**SUBJECT:** Award of Contract to Honeywell Ltd. -  
Building Controls & Automation Maintenance

**RECOMMENDATION:**

- (a) (i) That authorization be given to establish a purchase order with Honeywell Limited of Hamilton for 1996 and 1997 in the amount of \$352,248.28 per year inclusive of GST (\$23,044.28) for maintenance services (parts & Labour) of the building automation and control systems within various City buildings, this being the only quotation received in accordance with the specifications issued by the Purchasing Division, Ref: C14-4-95; and
- (ii) That the Mayor and City Clerk be authorized to execute a formal Agreement, prepared by the City Solicitor, between the City and Honeywell Limited; and
- (iii) That the Agreement specify an option for the City to extend the term of the Agreement for two additional periods of three years each, to be brought back to City Council for approval at the appropriate time.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The above amount to be funded from the following Property Department accounts:

City Hall	CH 57108 31102	\$ 27,076.
Copps Coliseum <sup>(1)</sup>	CH 57108 46035	\$123,954.
C.U.P. <sup>(2)</sup>	CH 57108 46001	\$ 45,967.
Parking Authority <sup>(1)</sup>	CH 57108 46030	\$ 21,631.
Convention Centre <sup>(1)</sup>	CH 57108 46060	\$ 43,236.
Hamilton Place <sup>(1)</sup>	CH 57108 46045	\$ 17,856.
Library <sup>(1)</sup>	CH 57108 31315	\$ 27,778.
Market	CH 57108 31310	\$ 4,854.
Chedoke Twin Pad	CH 57108 31137	\$ 17,122.

- (1) Amounts fully recovered from H.E.C.F.I., Library or Parking Authority Boards.
- (2) Partially (36%) recovered from Art Gallery, Ontario Government Building & Parking Authority.

**BACKGROUND:**

A number of the City owned buildings in the downtown core and the new Chedoke Twin Pad Arena have been constructed or retrofitted to include sophisticated building automation controls for the heating, ventilating and air conditioning systems, and also the life safety systems. Collectively these automated systems facilitate the safe and efficient operation of the equipment controlling the environment within these buildings. This equipment requires routine inspection and periodic servicing to ensure its continued reliable operation.

In response to the specifications issued by the Purchasing Division Ref: C14-24-95, one quotation was received from Honeywell Limited. It is important to note that the vast majority of the components requiring servicing within these facilities are manufactured by Honeywell Limited. Although there are a number of other firms who can perform similarly to Honeywell, none of them have the intimate knowledge that Honeywell maintains when it comes to Honeywell Control Systems.

Notwithstanding the aforementioned, Honeywell Limited has been providing service to the City of Hamilton since 1960 and has been doing so to the satisfaction of staff. The proposal submitted by Honeywell in response to the tender is cost competitive (approximately 6% decrease over 1995 with no escalations until 1998) and provides for a fair and equitable means for any future (beyond 1998) cost escalation and the addition or deletion of serviceable devices.

DWV/rd

- cc. P. Noé Johnson, City Solicitor, Law Department  
**Attention: Phil Hooker**  
A. Ross, City Treasurer, Treasury Department  
**Attention: John Krochak**  
T.J. Fehr, Building Operations & Maintenance  
R. Desnoyers, Building Operations & Maintenance



6.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 February 2

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** Extension of Hours - Hamilton Music Scene '96 Festival  
- Saturday 1996 March 9

**RECOMMENDATION:**

- (a) That the Council of the Corporation of the City of Hamilton deems the Hamilton Music Scene '96 Festival to be held in Hamilton in conjunction with the Juno Awards on Saturday, 1996 March 9th to be an event of municipal significance; and,
- (b) That the Liquor Licence Board of Ontario be advised, that in order for as many performers as possible to be showcased during this Festival, that City Council has no objection to the following list of licensed venues being allowed to operate for extended hours until 2:00 o'clock a.m.:
  - (i) Amigos Hot House - 115 George Street
  - (ii) Babes - 264 Dundurn Street South
  - (iii) La Luna - 228 King Street West
  - (iv) Ivory's - Hess Street
  - (v) Gown & Gavel - 24 Hess Street
  - (vi) Ragin Cajun - 13 Hess Street
  - (vii) Corktown/Chuggies - 175 Young Street
  - (viii) Arnold Centre - Fennell Campus
  - (ix) X Club - John Street
  - (x) Fever - 35 King East
  - (xi) Grapes & Things - 103 King Street East
  - (xii) Lazy Flamingo - 19 Hess Street South
  - (xiii) Connections, Sheraton Hotel - 116 King Street West
  - (ix) The John, McMaster University - Main Street East
  - (xv) Willy Woggs - Upper James Street
  - (xvi) Odeon, Old Odeon Theatre - King Street



Page Two

Extension of Hours - Hamilton Music Scene '96 Festival  
1996 February 2nd

- (c) That the Liquor Licence Board of Ontario be further advised that City Council has no objection to an extension of hours until 2:00 o'clock a.m. on Sunday, 1996 March 10th at Connections, The Sheraton Hotel for the Hamilton Music Scene '96 Post Juno Awards Reception.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

A request has been received from Jean-Paul Gauthier, Director, Hamilton Music Scene '96 Festival, for the City to deem the Hamilton Music Scene '96 Festival to be of municipal significance, and to indicate that the Council has no objection to the extension of hours for licensed establishments as noted above.

This request is being made in order to allow as many musical entertainers as possible to perform during the Festival which is being held in conjunction with the Juno Awards being held in the City of Hamilton.

The Liquor Licence Act of Ontario provides that the Liquor Licence Board may extend the hours of sale of liquor during events of municipal significance if the applicable municipal Council has designated the event to be of municipal and/or national significance.

The determination as to whether or not the individual establishments are granted extended hours rests solely with the Liquor Licence Board.

The Vice Division of the Hamilton-Wentworth Regional Police are aware of this event, and have no objection to the extension of hours as noted above.

cc Staff Sergeant Wayne Moore, Vice Division, Hamilton-Wentworth Regional Police  
Jean-Paul Gauthier, Director, Hamilton Music Scene '96 - FAX #905-522-5227



2.

**CONSENT AGENDA**

**FINANCE AND ADMINISTRATION COMMITTEE**

**Tuesday, 1996 February 6**

**1:30 o'clock p.m.**

**Room 233, City Hall**

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

Minutes of the regular meeting of the Finance and Administration Committee held on Tuesday, 1996 January 23rd

**B. DIRECTOR OF PROPERTY**

Request of Jeffery Badeau - Owner of 1373 Barton Street East, Hamilton  
For a Quit Claim Deed from City

**C. COMMISSIONER OF HUMAN RESOURCES**

- (i) Appointments To and Terminations From Permanent Positions
- (ii) Salary Classification - Culture and Recreation Department

**D. COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

- (i) Replacement of two (2) 35,000 lb. GVW Truck Chassis with Dump Bodies Units 9209 and 9238, Fleet Services
- (ii) Replacement of one (1) 39,000 lb. GVW Truck Chassis and two (2) 66,000 lb. GVW Truck Chassis with side tip sander and front plow and wing Units 9548, 9662 and 9663, Fleet Services

**E. TREASURER**

Authorization to enter into extension agreements on specific properties for the payment of realty tax arrears



A.

**The Finance and Administration Committee met.**

**Present:** Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Mayor R. M. Morrow  
Alderman M. Kiss  
Alderman V. J. Agro  
Alderman D. Wilson  
Alderman T. Anderson  
Alderman C. Collins  
Alderman D. Drury

**Also Present:** Alderman G. Copps  
Alderman H. Merling  
Alderman T. Jackson  
Alderman F. D'Amico  
J. G. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
P. Noé Johnson, City Solicitor  
J. Schatz, City Clerk  
J. Johnston, Commissioner of Human Resources  
D. Lee, City Clerk's Office  
C. Firth-Eagland, Public Works and Traffic Department  
S. Hollowell, City Clerk's Office  
R. Menagh, Human Resources Department  
J. Hindson, Director of Information Systems  
K. Kaesler, Information Systems Department  
M. Mascarenhas, Building Department  
P. Barkwell, Law Department  
R. Sabo, Law Department  
Susan K. Reeder, Secretary

**A G E N D A**

**A. HAMILTON HARBOUR COMMISSIONERS**

**(a) Duncan Beattie, City's Representative on the Hamilton Harbour Commissioners**

Mr. Duncan Beattie, the City's representation to the Hamilton Harbour Commissioners and Chairman of the Hamilton Harbour Commission addressed the Committee. He expressed appreciation for the invitation, and distributed a summary document entitled "Presentation on Government of Canada National Marine Policy" to members of the Committee. Mr. Bob Hennessey of the Hamilton Harbour Commission was also in attendance.

Mr. Beattie gave a brief outline of the Ports Policy as they understand it, and the Federal Government's reforms of all aspects of marine transportation. He addressed the new structure of Ports which will be maintained by the government and will be called C.P.A.'s (Canadian Port Authorities).

General discussion then ensued on the type of Port structure that Hamilton will become, and what the City's views are about this restructuring.

Alderman Drury made reference to the Conference call with other municipalities that he participated in on the Mayor's behalf recently on this issue. As well, discussion ensued on the City's position with respect to Harbour lands and surplus funds of the Hamilton Harbour Commission.

It was also indicated that the Deputy Prime Minister wants to see a made-in-Hamilton solution for the Hamilton Harbour in recognition of its unique structure.

Alderman Merling also addressed the Committee on the issue, and the proposal to have Port users controlling a new Board structure. He also made reference to tax dollars paid by Harbour tenants and surplus dollars of the Commission.

Alderman Charters pointed out the fundamental difference of opinion between the City and the Hamilton Harbour Commission on who owns the Harbour lands, and who has control of the surplus dollars generated by the Commission.

Alderman Ross applauded Deputy Prime Minister Sheila Copps' initiative to have Hamilton's Harbour treated differently because of its uniqueness. He emphasized that the City is an essential component to determining the new structure. He also questioned whether there are constitutional issues to address in this matter.

Alderman Charters summarized the conclusion of discussions, by emphasizing the need for City Council to formulate a position, and in this regard, the Committee approved the following:

- (a) That a Sub-Committee be established to formulate a City of Hamilton position on the National Marine Policy; and,
- (b) That the Sub-Committee be composed of:

Alderman B. Charters, Chairman of the Finance and Administration Committee

Mayor Robert M. Morrow

Alderman D. Drury, Chairman, Planning and Development Committee

Alderman H. Merling, Chairman, Transport and Environment Committee

- (c) That this Sub-Committee report back to the Finance and Administration Committee

The Committee then thanked Mr. Beattie and Mr. Hennessey for coming to speak to them on this issue.

**(b) Information Report - City Solicitor - National Marine Policy**

The Committee was in receipt of an Information Report from the City Solicitor dated 1996 January 15, respecting the above noted matter.

**(c) Correspondence - The Hamilton Harbour Commissioners - Five Year Capital Budget**

The Committee was in receipt of correspondence from the Hamilton Harbour Commissioners dated 1995 December 4, respecting the above noted matter.

**1. VIDEO PRESENTATION - Election System Replacement**

The City Clerk ran a video presentation respecting the Optical Scan Poll Level Vote Tabulators. He indicated that the present election system purchased in 1976 no longer has technology support since very few municipalities use this system anymore. With Council's direction, the City Clerk has been investigating alternative systems for the past five years.

The City Clerk and Returning Office spoke to the Committee on the opportunity for the City to enter into discussions and negotiate with the City of Winnipeg to lease their 156 Optical Scan Poll Level Tabulators supplied by Business Records Corporation.

The Committee then approved the following:

- (a) That approval be given for the use of Optical Scan Poll Level Vote Tabulators for the 1997 City of Hamilton Municipal Elections; and,

- (b) That the City Clerk and Returning Officer be authorized to enter into discussions and negotiations with the City of Winnipeg to lease their 156 Optical Scan Poll Level Tabulators supplied by Business Records Corporation at a cost of \$350. per Unit plus support and service fees; and,
- (c) That the Mayor and the City Clerk be authorized and directed to execute a Lease Agreement with the City of Winnipeg in a form satisfactory to the City Solicitor; and,
- (d) That the total leasing costs not to exceed \$100,000. be funded from the City Clerk's Department 1996 Capital Budget allocation for the acquisition of a Replacement Election System.

**Recorded Vote:**

**Yeas:** Aldermen D. Wilson, D. Ross, T. Anderson, C. Collins, B. Charters

**Nays:** Mayor R. Morrow, Aldermen V. Agro, M. Kiss

**Motion Carried.**

**2. MAYOR ROBERT M. MORROW**

- (a) **Draft Bill for Private Legislation - Authority for the City (Region and School Boards) to lower taxes in identified areas in the City**

The Committee was in receipt of a draft bill entitled "An Act respecting the City of Hamilton".

- (b) **Information Report - City Solicitor - Special legislation: Downtown Levy Reduction Area**

The Committee was in receipt of an Information Report from the City Solicitor dated 1996 January 15, respecting the above noted matter.

- (c) **Correspondence - Greater Hamilton Downtown Community Development Corporation's Founding Board - Request for Market Value Reassessment**

The Committee was in receipt of correspondence from the Greater Hamilton Downtown Community Development Corporation's Founding Board dated 1995 November 2, respecting the above noted matter.

With respect to this matter, the Mayor addressed the Committee on the need to assist the downtown business community, and his wish to receive approval from the City Council to seek special legislation to lower taxes in identified areas of the City.

Considerable discussion then ensued on this matter.

Mary Poscus of the International Village B.I.A. was in attendance, and at the Committee's request advised them of instances where the assessed value of downtown properties is well over the real estate value. She advised that banks are loaning money for downtown property purchases and insurance companies are not insuring them. Ms. Poscus gave reference to the price of retail space in outlining areas in contract to rental rates in the downtown.

Following discussion, the Committee agreed to **table** this matter for a staff report back as follows:

- (a) That the request to seek Special legislation to give the City of Hamilton (Region and School Boards) authority to lower taxes in identified areas in the City be tabled; and,

- (b) That the Treasurer be directed to report back to the Finance and Administration Committee with information on what the financial ramifications of reducing business and property taxes in the area bounded by Wellington, Hunter, King William and Cannon would be; and,
- (c) That the report provide alternative percentage versions of the above-noted proposed reductions.

### 3. CITY CLERK

#### (b) Extended hours for licensed establishments - World Curling Championships

The Committee was in receipt of a report from the City Clerk dated 1996 January 16, and an amendment memorandum from the City Clerk dated 1996 January 23, respecting the above noted matter.

The Committee approved the following amended resolution:

That the Liquor Licence Board of Ontario be advised that the City of Hamilton deems the Ford World Curling Championships being held in Hamilton on 1996 March 23 - 31 as an event of municipal significance, and as such has no objection to the following list of licensed venues being allowed to operate for extended hours as herein referenced:

- (a) Tuesday, 1996 March 26 - to advance the hours of serving from 11:00 a.m. to 7:00 a.m. in order to permit the serving of alcoholic beverages in conjunction with the GTM Breakfast and related events to take place at Copps Coliseum, Hamilton Victoria Curling Club and Glendale Golf and Country Club; and,
- (b) Saturday, 1996 March 30 - to advance the hours of serving from 11:00 a.m. to 9:00 a.m. to permit the serving of alcoholic beverages in conjunction with the United States Curling Association Breakfast/Brunch taking place at the Sheraton Hotel; and,
- (c) Friday, 1996 March 22 to Sunday, 1996 March 31 - to extend the hours of closing from 1:00 a.m. to 3:00 a.m. for the serving of alcoholic beverages in the licensed areas of the Sheraton Hamilton Hotel, The Royal Connaught Howard Johnson Plaza Hotel, the Ramada Hotel, and the Town and Country Hotel; and,
- (d) Saturday, 1996 March 23 to Saturday, 1996 March 30 - to extend the hours for closing from 1:00 a.m. to 3:00 a.m. for the serving of alcoholic beverages in the licensed areas of the Hamilton Victoria Curling Club; and,
- (e) Wednesday, 1996 March 27 - to extend the hours for closing from 1:00 a.m. to 3:00 a.m. for the serving of alcoholic beverages in the licensed areas of the Venetian Club, John Street North.

### 4. GRANTS CO-ORDINATOR - 1996 General Grants Process

The Committee was in receipt of a report from the Grants Co-Ordinator dated 1996 January 18, respecting the above noted matter and approved the following:

- (a) That the 1996 General Grant Applications be processed in a manner consistent with the 1995 General Grant Applications which includes consideration of written presentations only of the Grant Applicants by the Committee of the Whole; and,

(b) That the Committee of the Whole consider the 1996 General Grant requests at a meeting subject to confirmation 1996 March 28; and,

(c) That all 1996 General Grant Applicants be advised of this process.

5. **COMMISSIONER OF PUBLIC WORKS AND TRAFFIC - 1996 Ontario Parks Association Summer Training - Institute and Annual General Meeting**

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated 1996 January 8, respecting the above noted matter.

(a) **Recommendation - Treasurer - Funding - 1996 Ontario Parks Association Summer Training Institute and Annual General Meeting**

The Committee was in receipt of a report from the Treasurer dated 1996 January 15, respecting the above noted matter.

The Chairman advised the Committee that both of these items are being withdrawn at this time.

6. **INFORMATION SYSTEMS OPERATION REVIEW STEERING COMMITTEE - Appointment of Consultant to complete the Operational Review of the Information Systems Department**

The Committee was in receipt of a report from the Information Systems Operational Review Steering Committee dated 1995 December 1, respecting the above noted matter and approved the following:

- (a) That the Mayor and City Clerk be authorized to execute an agreement with LGS Group Inc. of North York, to perform the Operational review of the Information Systems Department, based on their proposal dated 1995 October; and,
- (b) That a purchase order be issued to LGS Group Inc. with an upset limit of \$60,800.; and,
- (c) That the agreement be in a form satisfactory to the City Solicitor; and,
- (d) That these recommendations be forwarded via Regional Council to the Administrative Services Committee for information.

7. **CHIEF ADMINISTRATIVE OFFICER AND TREASURER - Information requests - Constituent Assembly**

The Committee was in receipt of a report from the Chief Administrative Officer and Treasurer dated 1996 January 19, respecting the above noted matter.

The recommendation from the C.A.O. and Treasurer was as follows:

- (1) That the City submit to the Constituent Assembly, as they requested, its 1994 Financial Records and operational numbers (see attached) and that they be advised that the projections requested are not available at this time.
- (2) That the Constituent Assembly be requested to forward the service and representation assumptions to be given to their newly hired consultants (KPMG), which will form the basis for the cost analysis.
- (3) (a) That in order to respond to the Assembly, that the Constituent Assembly be asked to supply City staff (and all other area municipalities) with the following:
  - proposed models for representation
  - proposed models for service delivery
  - proposed prioritized services

- (b) That the Constituent Assembly be requested to forward a full schedule and agenda for all proposed future meetings.
- (4) That staff report back on the progress of the Constituent Assembly's consultant study.

As a result of discussion on this matter by the Committee, it was agreed that only sections 2 and 4 of the staff recommendation be approved as follows:

- (a) That the Constituent Assembly be requested to forward the service and representation assumptions to be given to their newly hired consultants (KPMG), which will form the basis for the cost analysis; and,
- (b) That staff report back on the progress of the Constituent Assembly's consultant study.

8. **BOARD OF DIRECTORS, MUNICIPAL NON-PROFIT (HAMILTON) HOUSING CORPORATION/HAMILTON HOUSING COMPANY LIMITED - Board Composition -Municipal Non-Profit (Hamilton) Housing Corporation/Hamilton Housing Company Limited**

The Committee was in receipt of a report from the Corporate Secretary, Board of Directors of Municipal Non-Profit (Hamilton) Housing Corporation/Hamilton Housing Company Limited dated 1996 January 19, respecting the above noted matter and approved the following:

- (a) That the membership of the Board of Directors for the Municipal Non-Profit (Hamilton) Housing Corporation and the Hamilton Housing Company Limited consisting of 15 Directorships (nine elected officials and six citizens) be reduced to a total of ten with the 3:2 ratio of elected officials to citizens being maintained, thus, allowing for six elected officials (one being the Mayor) and four citizens; and,
- (b) That the elected officials component of nine, one of which is currently vacant, be reduced to six only after the next municipal election unless one or more vacancies occur in the interim.

10. **IN CAMERA AGENDA**

The Committee moved to an In-Camera Session to discuss matters of a Private and Confidential nature.

The Committee then moved back into Regular Session, and approved the following:

AA. **CITY SOLICITOR AND COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

- (i) **City of Hamilton -ats- Couture; Ontario Court (General Division) Action #6429/94**
  - (a) That the City resolve Ontario Court (General Division) Action No. 6429/94 by the payment to the Plaintiffs, April, John, and John Michael Couture of the sum of \$6,586.80 inclusive of all claims for damages, interest and costs; and,
  - (b) That the Plaintiffs be required to obtain Court approval of the infant settlement in a form and manner satisfactory to the City Solicitor.

(ii) City of Hamilton -ats- Medina; Ontario Court (General Division) Action No. 27165/91

That the City of Hamilton offer to settle Ontario Court (General Division) Action No. 27165/91 on the following terms:

- (a) That the City pay to the Plaintiff, Nestor Medina, the sum of \$10,000., inclusive of all damages, interest, and costs; and,
- (b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Action No. 27165/91 be dismissed, as against the Corporation of the City of Hamilton, without costs.

(iii) City of Hamilton -ats- Repasi; Ontario Court (General Division) Action No. 22460/90

That the City of Hamilton offer to settle Ontario Court (General Division) Action No. 22460/90 on the following terms:

- (a) That the City pay to the Plaintiffs, Carol and Charles Repasi, the sum of \$127,167.39 inclusive of all damages, interest, and costs; and,
- (b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Action No. 22460/90 be dismissed, as against the Corporation of the City of Hamilton, without costs.

**BB. CITY SOLICITOR AND TREASURER - Hamilton Harbour Terminals Inc. - Assessment Appeal**

That the City concur in the settlement proposal of the Assessment Appeal by the Hamilton Harbour Terminals Inc. as follows:

- (a) The Realty Tax Reductions will be made on the basis that for the period 1994 May to 1995 May HHT Inc. was not a tenant of the inside shed space and offices; and,
- (b) HHT Inc. will be responsible for business assessment under Section 7 of the Act; and,
- (c) All Outstanding Realty Appeals at the Assessment Review Board/Ontario Municipal Board will be withdrawn immediately; and,
- (d) All Section 442 Applications will be processed to be consistent with the above; and,
- (e) There will be no interest on the refund or costs of the application.

**CITY SOLICITOR - City of Hamilton -v- Jockey Club Tavern Ltd; Ontario Court (General Division) Action No. 2353/86 and Ontario Court of Appeal File C16095**

- (a) That the City decline to accept the Defendant's Offer to Settle in this matter whereby the Defendant, Jockey Club Tavern Ltd., would pay to the City \$20,000., inclusive of all claims for damages, interest and costs, the City would reduce the Defendant's BIA assessments by 75% in future and the Defendant would acknowledge membership in the Ottawa Street BIA; and,
- (b) That the City Offer to Settle all outstanding issues in Ontario Court of Appeal file No. C16095 in the following terms:

- (i) That the Defendant shall pay to the City one-third of all outstanding BIA levies together with one-third of all outstanding interest and penalties on such BIA levies, calculated as of the date of the acceptance of this Offer; and,
- (ii) That the Defendant shall pay to the City its Party/Party costs of the original Action in the amount of \$12,078.25; and,
- (iii) That the City will accept the sums of money set out in paragraphs (i) and (ii), in equal monthly instalments over a period of thirty-six months, without further interest, and that upon final completion of payments the City will issue a Satisfaction Piece to the Defendant with respect to the monetary and cost provisions of the Judgment in Ontario Court (General Division) Action No. 2353/86; and,
- (iv) That forthwith after the acceptance of this Offer, the Defendant's Appeal to the Court of Appeal in file No. C16095 be dismissed without costs; and,
- (v) That the City use its best efforts to amend the Ottawa Street BIA By-law (By-law 86-31) pursuant to the provisions of the Municipal Act, to reduce the BIA levy with respect to the Jockey Club Tavern Ltd, and/or its successor corporation, Oakwood Place Inc., by two-thirds. Subject to the prior receipt by the City of a written undertaking from the Defendant, or its successor corporation, in a form satisfactory to the City Solicitor, that it will not take any steps to appeal such amendment to the OMB or otherwise to attempt to use the occasion of the consideration of an amending by-law to have itself removed from the Ottawa Street BIA, or to seek a levy of a lesser amount than referred to in this Offer; and,
- (vi) That in the event that the Defendant elects to make the 36 equal monthly payments as referred to in paragraph (iii), and any monthly payment is not made, in full and on schedule, the whole remaining amount due pursuant to paragraphs (i) and (ii) shall become payable forthwith. In that event, should the Defendant fail to make full payment of the remaining balance due within thirty days, the City shall be entitled to rely upon and enforce the full amount of the Judgment in Action 2353/86, subject only to deduction of amounts already received from the Defendant; and,
- (vii) That this Offer remain open for acceptance until withdrawn or until 4:59 p.m. on the last business day prior to the day upon which the hearing of this Appeal before the Ontario Court of Appeal proceeds, whichever first occurs.

9. CONSENT AGENDA

The Committee was in receipt of its Consent Agenda and approved the following:

A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE

The Committee was in receipt of the minutes of its regular meeting held Tuesday, 1995 1995 December 5th, and approved these minutes as circulated.

**B. CITY CLERK****(i) Sesquicentennial Public Speaking Committee - Use of Council Chamber**

The Committee was in receipt of a report from the City Clerk dated 1996 January 8, respecting the above noted matter and approved the following:

That approval be given to the Sesquicentennial Public Speaking Committee to use the Council Chamber on 1996 Sunday, September 15, 22 and 29, from approximately 1:00 p.m. to 10:00 p.m. for the semi-finals of the Public Speaking Competition.

**(ii) Christmas Music in the City - Use of Second Floor**

The Committee was in receipt of a report from the City Clerk dated 1995 December 4, respecting the above noted matter and approved the following:

- (a) That approval be given to the action taken by the City Clerk in authorizing Big Time Productions to use the Second Floor Council Annex from 12:00 to 1:00 p.m. on Tuesday, 1995 December 5, Tuesday, 1995 December 12 and Thursday, 1995 December 21 for the Christmas Music In The City Program; and,
- (b) That the City Clerk be authorized to approve of a similar event in future years, provided it does not conflict with any other activity.

**(iii) 1996 Membership Invoice - Association of Municipalities of Ontario**

The Committee was in receipt of a report from the City Clerk dated 1996 January 9, respecting the above noted matter and approved the following:

- (a) That approval be given to authorize the remittance of payment to the Association of Municipalities of Ontario in the amount of \$13,161.52 for the City of Hamilton's 1996 Membership fee; and,
- (b) That this cost be financed from Account No. CH56011-10032 - Memberships.

**C. TREASURER****(i) Authorization to enter into Extension Agreements on specific properties for the payment of realty tax arrears**

The Committee was in receipt of a report from the Treasurer dated 1996 January 15, respecting the above noted matter.

The Committee approved the following:

- (a) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on 1994 June 28:

20 Beland S  
80 Norway

27 William

- (b) That the Mayor and City Clerk be authorized to execute the authorizing by-law and Extension Agreements.

(ii) Temporary Borrowing By-law

The Committee was in receipt of a report from the Treasurer dated 1996 January 15, respecting the above noted matter.

The Committee approved the following:

- (a) That the City be authorized to temporarily borrow monies to meet current budget expenditures for 1996 pending receipt of current revenues; and,
- (b) That the appropriate borrowing by-law be approved.

(iii) Appointment of Acting Treasurer By-law

The Committee was in receipt of a report from the Treasurer dated 1996 January 8, respecting the above noted matter.

The Committee approved the following:

That a by-law be enacted to:

- (a) Repeal By-law 94-085 which appointed an Acting Treasurer; and,
- (b) Appoint Mr. Terry Daw, Mr. Nik Adhya and Mr. Cecil Mascarenhas as Acting Treasurers in the absence of the Treasurer.

(iv) Realty and Business Tax PreLevy Mill Rates for 1996

The Committee was in receipt of a report from the Treasurer dated 1996 January 4, respecting the above noted matter.

The Committee approved the following:

That the prelevy residential and non-residential mill rates for 1996 be established at figures slightly below 50% of the 1995 respective mill rates as follows:

- (a) (i) That a real property tax prelevy mill rate of 206 mills be established for 1996 to be billed in two instalments of 103.0 mills each, payable 1996 February 29 and March 29. This prelevy rate represents 49.914% of the 1995 residential mill rate; and,
- (ii) That a business tax prelevy mill rate of 242 mills be established for 1996 to be billed in one instalment, payable 1996 February 29. This prelevy rate represents 49.841% of the 1995 non-residential mill rate.
- (b) That a non-metered water and sewer surcharge prelevy, be established on behalf of the Regional Municipality of Hamilton Wentworth, based on approximately 50% of the 1995 charge, to be billed in two equal instalments, payable 1996 February 29 and March 29.

(v) Tax Applications processed under Section 443, Subsection 5 of The Municipal Act, Chapter 45, Statutes of Ontario, 1990

The Committee was in receipt of a report from the Treasurer dated 1996 January 16, respecting the above noted matter.

The Committee approved the following:

That realty and business tax applications processed under Section 443 of the Municipal Act, Chapter 45 Statutes of Ontario, 1990 in the amount of \$238,019.53 be approved and charged to CH53307-24104 Tax Remissions.

**D. CITY SOLICITOR**

(i) By-law to Amend By-law No. 93-069 - Zoning Verification Certificates

The Committee was in receipt of a report from the City Solicitor dated 1996 January 2, respecting the above noted matter.

The Committee directed that the By-law to Amend By-law No. 93-069 respecting Zoning Verification Certificates, attached to the report, be forwarded to City Council for enactment.

(ii) By-law to Amend By-law No. 80-259 - Inspections by the Medical Officer of Health

The Committee was in receipt of a report from the City Solicitor dated 1996 January 2, respecting the above noted matter.

The Committee directed that the By-law to Amend By-law No. 80-259 respecting Inspections by the Medical Officer of Health, attached to the report, be forwarded to City Council for enactment.

**E. COMMISSIONER OF HUMAN RESOURCES**

(i) Appointments To and Terminations From Permanent Positions

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 January 5, respecting the above noted matter and approved the following:

That the listing of Appointments to and Terminations from Permanent Positions with the Corporation of the City of Hamilton to 1996 January 12, attached herewith and marked Appendix "A", be approved.

Alderman C. Collins declared a conflict of interest on this matter, as he is related to one of the employees listed.

(ii) International Association of Sheet Metal Workers - Air Handlers, Local 537

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 January 5, respecting the above noted matter and approved the following:

(a) That the amendment to the Air Handlers' Provincial Collective Agreement, Local 537, be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton; and,

(b) That the Fair Wage Schedule be amended to reflect this change.

F. DIRECTOR OF PROPERTY - Request of Waterjet Machining Inc. - Owner of 400 Wentworth Street North for a Quit Claim Deed from City

The Committee was in receipt of a report from the Director of Property dated 1996 January 1, respecting the above noted matter.

The Committee approved the following:

- (a) That the City of Hamilton confirm it has no interest in a parcel of land measuring approximately 15 feet by 50 feet (described as Part 2, 62R-13582) situated at the rear of 400 Wentworth Street North by quit claiming this portion to the current owners of 400 Wentworth Street North, namely, Waterjet Machinery Inc.; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.

G. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE - Information Items

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1996 January 17, respecting the above noted matter and approved the following:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Information Report - Treasurer - Status of Unclassified Revenue and Expenditures as at 1995 November 30 - report dated 1995 December 8
- (b) Information Report - Treasurer - Status of Hosting, Receptions and Related Accounts as at 1995 November 30 - report dated 1995 December 8
- (c) Information Report - Treasurer and City Solicitor - Rothwell Properties Inc., 606 Aberdeen Avenue - Tax Arrears - report dated 1995 December 19
- (d) Correspondence - F.C.M. - Request for resolutions for consideration at FCM's National Board of Directors' Meeting in 1996 March or at FCM's Annual Conference in 1996 June - letter dated 1995 December 12th
- (e) Information Report - City Solicitor - Provincial Offence Prosecutions and Property Standards for 1995 - report dated 1996 January 10
- (f) Correspondence - Association of Municipalities of Ontario - Summary Report and 1994-1995 Annual Report
- (g) Memorandum - Director of Property - Real Estate Division of the Property Department Services to the Region for the Fourth Quarter of 1995 - memo dated 1996 January 8th
- (h) Information Report - Commissioner of Human Resources - 1996 January 5 Wage Pay Error - report dated 1996 January 10th
- (i) Information Report - Reinstatement of Vacation Credits for Employees on Maternity/Parental Leave - report dated 1996 January 5th

- (j) Minutes - Hamilton Status of Women Sub-Committee - meetings held 1995 November 12th and 1995 December 4th
- (k) Information Report - Director of Information Systems - Conversion of Hamilton Public Library System - report dated 1996 January 15th

11. OTHER BUSINESS

12. ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE

*Susan K. Reeder*  
Susan K. Reeder  
Secretary  
1996 January 23

1996 January 30

Appendix "A" referred  
to in Section 15 of the  
FIRST Report of  
the Finance and  
Administration  
Committee for 1996.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	STATUS	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Ms. Cheryl Borgie	I	Client Services Secretary (8B)	H.E.C.F.I.	Replacing Ms. S. Johnson - resigned, Sept. 26/95	\$28,966.08 to \$29,260.92	Dec. 06/95
Ms. Diane Collins	I	Curator (M)	Culture & Recreation	Replacing Ms. M. Denton - resigned, Nov. 01/95	\$40,640.60 to \$47,819.20	Nov. 02/95
Ms. Christine Lowartz	I	Curatorial Assistant (O)	Culture & Recreation	Replacing Ms. D. Collins - promoted, Nov. 02/95	\$34,001.76 to \$39,962.52	Nov. 02/95
Mr. Cecil Mascarenhas	I	Manager of Accounting (E)	Treasury	Replacing Mr. I. Hammel - retired, April 29/94	\$72,475.00 to \$85,343.44	Jan. 01/96

Prepared January 12, 1996

Status	
Internal	- I
External	- E

1996 January 30

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Kay Morden	I	Administrative Assistant II (O)	City Clerk's	Replacing Ms. L. Tofani - promoted, July 03/95	\$34,001.76 to \$39,962.52	Dec. 11/95
Ms. Patricia Orr	I	Communications Operator (NIB)	Fire	Replacing Mr. J. McIsaac retired, April 30/95	\$34,234.08	Nov. 27/95

Prepared January 10, 1996

Search
Internal - I
External - B

1996 January 30

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Douglas Pickard	Customer Service Rep/ Plan Examiner	Building	Terminated	6 years, 8 months	Dec. 13/95

Prepared January 12, 1996

**Glossary of Terms**

<ul style="list-style-type: none"> <li>Terminated - long term disability</li> <li>- discharge</li> <li>- downsizing</li> <li>- redundant</li> </ul>	<ul style="list-style-type: none"> <li>Resigned - personal betterment</li> <li>- personal reasons</li> </ul>
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B.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

JAN 23 1996

**DATE:** 1996 January 19

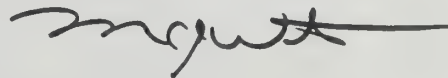
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. W. Vyce  
Director of Property

**SUBJECT:** Request of Jeffery Badeau  
Owner of 1373 Barton Street East, Hamilton  
For a Quit Claim Deed from City

**RECOMMENDATION:**

- (a) That the City of Hamilton confirm it claims no interest in a parcel of land known as 1373 Barton Street East, Hamilton (pursuant to development promises made by the 1957 owners to the City) by quit claiming this land to the current owner; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

This property known as 1373 Barton Street East was sold by the City of Hamilton in 1957 to Nick and Ecaterina Marchuk on the basis of a promise to be registered on title to pay \$5,000 to the City if an apartment building was not constructed within two years of the purchase from the City.

As the building was constructed as required, Lawyers for the current owner (Jeffery Badeau) of 1373 Barton Street East (an apartment building) have requested that the City release from the title to this property, a unique bond (a development promise) made by the 1957 owners (Nick and Ecaterina Marchuk) to pay \$5,000 to the City if an apartment building was not constructed within two years of the property's 1957 purchase from the City.

In support of their request, the Building Department has confirmed that the said unique 1957 development promise was fulfilled by the construction of an apartment building on the site within two years of the 1957 purchase of the site from the City. Our department and the Law Department are in agreement with their request.

DJC/hew

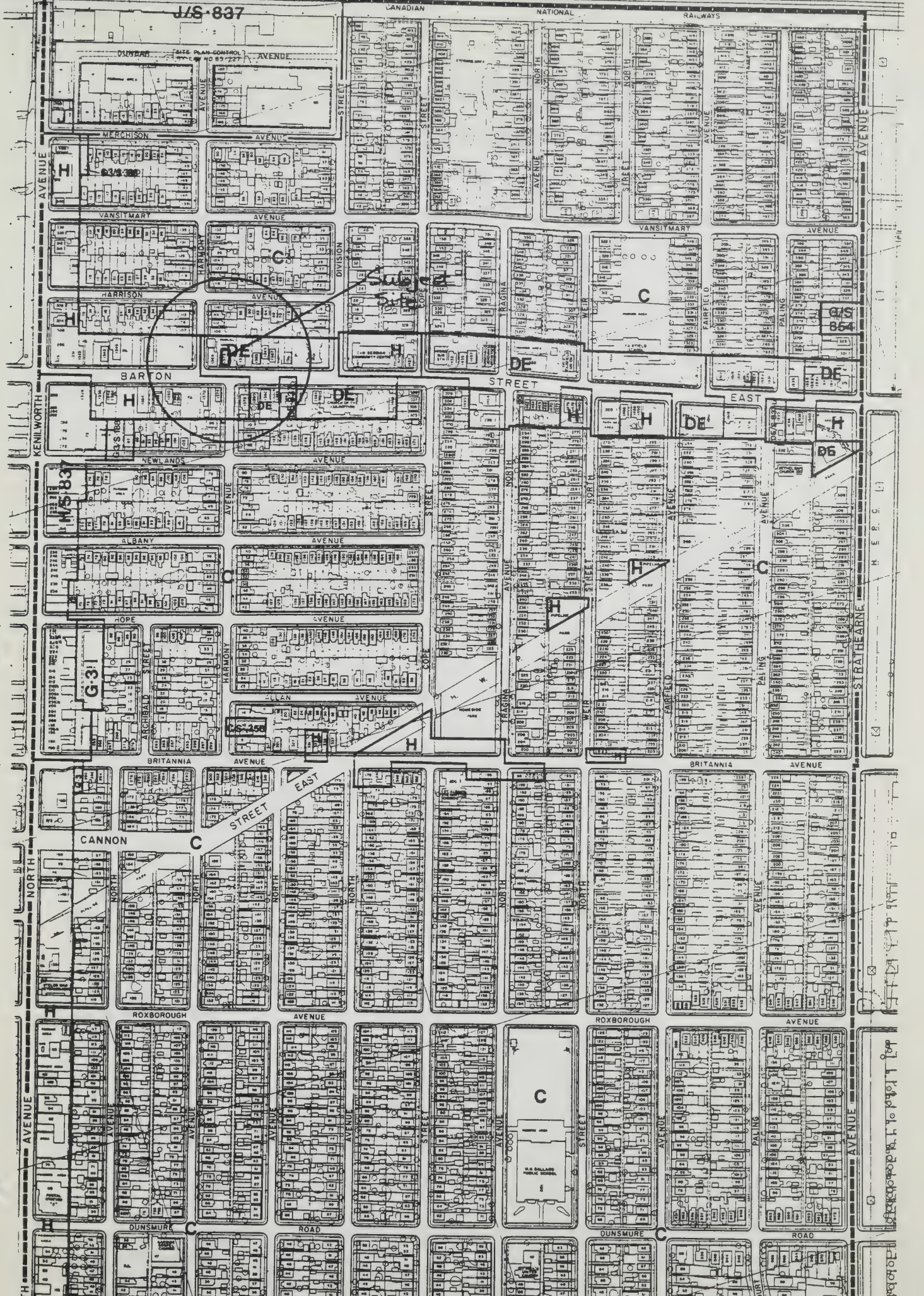
cc. P. Noé Johnson, City Solicitor  
A. Ross, Treasurer  
C. Bandurka, Property Clerk, Surveys

J/S-837

CANADIAN

NATIONAL

RAILWAYS



H E R C

STRATHEARN

BRITANNIA

CANNON

ROXBOROUGH

DUNSMUR

ROAD

COURT



CITY OF HAMILTON  
- RECOMMENDATION -

**DATE:** 1996 January 29

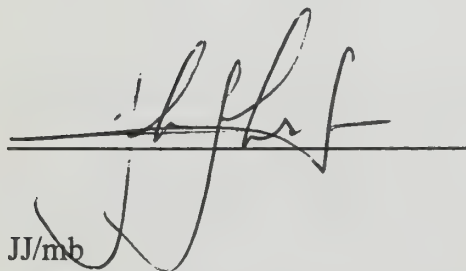
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** Appointments to Permanent Positions with the Corporation  
of the City of Hamilton (C-005-096)

**RECOMMENDATION:**

That the attached listing of Appointments to Permanent positions with the Corporation to 1996 January 26 be approved.



JJ/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

Attached.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Angie Baldassero	I	Print Mail Clerk III (7C)	City Clerk's	Returning to former position Jan. 01/96	\$25,434.24 to \$27,567.28	Jan. 01/96
Ms. Crystabelle Fobler	I	Cemetery Administrative Co-ordinator (O)	Public Works/Traffic	Replacing Ms. K. Morden - lateral move Dec. 11/95	\$34,001.76 to \$39,962.52	Jan. 01/96
Mr. Glen Peace	I	Platoon Chief (C12)	Fire	Replacing Mr. J. Cardwell - promoted Dec. 31/95	\$72,764.50	Dec. 31/95

Prepared January 26, 1996

Status
Internal - I
External - E

C. (ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 29 January 1996


**REPORT TO:** Susan Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** Salary Classification - Culture & Recreation Department  
(C-006-096)

**RECOMMENDATION:**

That the Food Services Co-Ordinator be classified as Salary Level "L" within the Non-Union Salary Schedule.

  
John Johnston

/lh

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Funds are available within the Department's current budget to accommodate this classification together with projected revenues for 1995 from the concession operations.

**BACKGROUND:**

City Council approved the establishment of this position on 1995 October 10 by adopting Section 14 of the 24th Report of the Finance and Administration Committee. This report provided an in-depth review of the concession operations and identified financial returns being generated.

Previously, the City of Hamilton entered into a contract for the position of Food Services Co-Ordinator in the amount of \$45,000. This contract has been the subject of a number of extensions of various lengths. As a result of the financial returns being generated within this operation, the Culture & Recreation Department is confident that this position is self-financing and recommended in Report #C-038-095 that the practice of utilizing an employment contract be discontinued.

Following a comprehensive review of duties and responsibilities the position has been classified as Salary Level "L" within the Non-Union Salary Schedule.



D.  
(i)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 22

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** Replacement of two (2) 35,000 lb. GVW Truck Chassis  
with Dump Bodies  
Units 9209 and 9238, Fleet Services

**RECOMMENDATION:**

That a purchase order be issued to Carrier Truck Centre, Brantford, in the amount of \$133,778.96, including trade-in and all applicable taxes, for the replacement of two (2) Dump Trucks units #9209 and 9238 for Fleet Services, being the lowest of five tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101.

*D. Lobo*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This vehicle acquisition is for the replacement of existing equipment through the 1995 Fleet Services vehicle replacement programme, as approved by City Council on January 31, 1995. The capital acquisition costs are carried within the Reserve for Mobile Equipment Account.

**BACKGROUND: Tender Analysis**

Carrier Truck Centre, Brantford	\$133,778.96
Freightliner Mid-Ontario, Rexdale	138,889.00
Altruck Transportation Service, Hamilton	142,775.00
Hamilton Truck Service, Hamilton	143,570.00

This tender was advertised and fifteen suppliers were notified. Six responded and nine did not reply.

These vehicles will replace existing equipment rendered obsolete by the criteria established within the vehicle replacement programme.

DM/DL

cc: C. Guthro, Manager of Fleet Services  
J. Avery, Assistant to Manager, Purchasing  
D. Manningham, Vehicle Acquisition Officer  
L. Barker, Administrative Co-ordinator

D. (ii)

JAN 23 1996

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 22

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** Replacement of one (1) 39,000 lb. GVW Truck Chassis  
and two (2) 66,000 lb. GVW Truck Chassis with side tip  
sander and front plow and wing  
Units 9548, 9662 and 9663, Fleet Services

**RECOMMENDATION:**

That a purchase order be issued to Hamilton Truck Service, Hamilton, in the amount of \$424,570.80, including all applicable taxes, for the replacement of three (3) Sanders with front plow and wing, units #9548, 9662 and 9663 for Fleet Services, being the lowest of seven tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This vehicle acquisition is for the replacement of existing equipment through the 1995 Fleet Services vehicle replacement programme, as approved by City Council on January 31, 1995. The capital acquisition costs are carried within the Reserve for Mobile Equipment Account.

**BACKGROUND: Tender Analysis**

	One 39,000 lb. GVW Unit	Two 66,000 lb. GVW Units
Hamilton Truck Service, Hamilton	\$124,275.90	\$300,294.90
Freightliner Mid-Ontario, Rexdale	125,366.10	310,693.20
Carrier Truck Centre, Brantford	126,283.05	310,897.70
Eastgate Ford, Hamilton	130,180.00	320,240.50
Altruck Transportation Service, Hamilton (#1)	130,634.25	319,424.00
Altruck Transportation Service, Hamilton (#2)	142,062.95	335,096.20
Sheehan's Truck Centre, Hamilton	No Offer	341,982.40

Fourteen suppliers requested to bid. Eight responded and six did not reply.

These vehicles will replace existing equipment rendered obsolete by the criteria established within the vehicle replacement programme.

DM/DL

cc: C. Guthro, Manager of Fleet Services  
J. Avery, Assistant to Manager, Purchasing  
D. Manningham, Vehicle Acquisition Officer  
L. Barker, Administrative Co-ordinator

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

E.

**DATE:** 1996 January 26

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Authorization to enter into extension agreements on  
specific properties for the payment of realty tax arrears

**RECOMMENDATION:**

- 1) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on June 28, 1994:

180 Emerald St N  
230 James St N  
20 Beland Ave S

10 Delaware Ave  
51 Mulberry St  
27 William St

- 2) That the attached by-law to authorize the said Extension Agreements be enacted by Council.
- 3) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.

*Allan C. Ross*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The execution of the by-law and agreements, where required, will defer the City's right to sell the lands for tax arrears for a maximum period of 24 months; however, the City will be in receipt of regular monthly payments towards current and prior years arrears over the term of the agreements.

## **BACKGROUND:**

Section 8 of the Municipal Tax Sales Act provides that the municipality, by a by-law passed after the registration of the tax arrears certificate and before the expiry of the one-year period for redemption, may authorize an extension agreement with the owner of the land extending the period in which the cancellation price is to be paid. On June 28, 1994, in accordance with this legislation, Council approved a policy authorizing the City to enter into extension agreements with taxpayers providing certain conditions were met.

The owner of a property which has been registered for tax arrears may request the City to consider an extension agreement at any time up to and including the final day on which the redemption period expires. Administratively, there may not be sufficient time to obtain the necessary Council approval of the by-law prior to this deadline. Accordingly, staff are requesting advance authorization for the City to enter into extension agreements, if necessary, with the owners of the above specific properties providing they meet the conditions outlined in the policy adopted by Council on June 28, 1994.

In certain instances when all of the conditions in the extension agreement policy are not met the Treasurer should be allowed the latitude to recommend an extension agreement be entered into if it is deemed to be in the best financial interest of the municipality. Under these circumstances a separate report would be provided to the Committee for deliberation and approval.

During the initial months of this repayment option it has been ascertained that operational time constraints, e.g. writing of reports, council approvals, make it necessary to have the authorization to enter into these extension agreements pre-approved. Accordingly, in the month that the legislated final notices for the tax registration process are mailed out (280 days from the registration date), a listing of all those properties for which the owners may wish to enter into an extension agreement will be forwarded to Committee and Council for approval. Owners who show an interest in entering into an extension agreement with the City prior to the mailing of the final notices, will be added to the monthly reports as required.

/WGG

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96-**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
  - (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
  - (c) that any person may pay the Cancellation Price at any time.
  - (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
  - (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.
3. As also provided in the Municipal Tax Sales Act,
- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
  - (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this

day of

1996, A.D.,

CITY CLERK

MAYOR

**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

A)	PROPERTY ADDRESS	180 EMERALD STREET N
	SERIAL NUMBER	03 02165 4780
	BRIEF LEGAL DESCRIPTION	PLAN 235, PT LOT 18
	DATE OF REGISTRATION	DECEMBER 18, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM 223214
	REDEMPTION DATE	DECEMBER 18, 1996
	TOTAL ARREARS	\$4506.73
B)	PROPERTY ADDRESS	10 DELAWARE AVE
	SERIAL NUMBER	03 02420 5900
	BRIEF LEGAL DESCRIPTION	CON 3, PT LOT 10 BTN HAM
	DATE OF REGISTRATION	JANUARY 22, 1996
	INST # OF TAX ARREARS CERTIFICATE	VM 223216
	REDEMPTION DATE	JANUARY 22, 1997
	TOTAL ARREARS	\$14,433.92
C)	PROPERTY ADDRESS	230 JAMES STREET N
	SERIAL NUMBER	02 01550 5390
	BRIEF LEGAL DESCRIPTION	SURVEY J HUGHSON
		PT LOT 15, PT LT 16
	DATE OF REGISTRATION	DECEMBER 18, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM 223217
	REDEMPTION DATE	DECEMBER 18, 1996
	TOTAL ARREARS	\$29,625.88
D)	PROPERTY ADDRESS	51 MULBERRY STREET
	SERIAL NUMBER	02 01260 2850
	BRIEF LEGAL DESCRIPTION	PLAN 39, BLK 10, PT LOT 17
	DATE OF REGISTRATION	DECEMBER 18, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM223219
	REDEMPTION DATE	DECEMBER 18, 1996
	TOTAL ARREARS	\$6,923.25
E)	PROPERTY ADDRESS	20 BELAND AVE S
	SERIAL NUMBER	05 04110 6360
	BRIEF LEGAL DESCRIPTION	PLAN 556, LOT 65 TO 66
	DATE OF REGISTRATION	OCTOBER 31, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM 220408
	REDEMPTION DATE	OCTOBER 31, 1996
	TOTAL ARREARS	\$10,421.68
F)	PROPERTY ADDRESS	27 WILLIAM STREET
	SERIAL NUMBER	03 02180 3280
	BRIEF LEGAL DESCRIPTION	PLAN 3, PT LOT 42
	DATE OF REGISTRATION	OCTOBER 17, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM 219529
	REDEMPTION DATE	OCTOBER 17, 1996
	TOTAL ARREARS	\$8,199.97



URBAN/MUNICIPAL  
CA4 ON HBL A05  
CSIF31  
1996



Urban/Municipal Librarian  
Hamilton Public Library  
2nd Floor

## NOTICE OF MEETING

URBAN MUNICIPAL

### FINANCE AND ADMINISTRATION COMMITTEE

FEB 20 1996

Tuesday, 1996 February 20

1:30 o'clock p.m.

Room 233, City Hall

GOVERNMENT DOCUMENTS

Susan K. Reeder, Secretary  
Finance and Administration Committee

### A G E N D A

1. IN CAMERA AGENDA

2. CONSENT AGENDA

3. CHIEF ADMINISTRATIVE OFFICER

Hamilton Corporate Challenge

4. SPECIAL LEGISLATION - DOWNTOWN LEVY REDUCTION AREA

- (a) Requested Information Report - Treasurer - Financial Implications for the Downtown Levy Reduction Area
- (b) Draft Private Members Bill - Special legislation - Authority for the City (Region and School Boards) to lower taxes in identified areas in the City (tabled pending above Information Report from the Treasurer)
- (c) Information Report - City Solicitor - Special Legislation: Downtown Levy Reduction Area (tabled pending above Information Report from the Treasurer)
- (d) Correspondence - Greater Hamilton Downtown Community Development Corporation's Founding Board - Request for Market Value Reassessment (tabled pending above Information Report from the Treasurer)



5. **TREASURER**

Proposed 1995 Year-End Surplus

6. **CITY CLERK**

(a) Window Advertising in Taxicabs

(b) Extension of Hours - Juno Awards - Sunday, 1996 March 10th

(c) Transmittal Letter - User Fees

7. **DIRECTOR OF PROPERTY**

(a) Portable Signs - Commonwealth Square

(b) Offer to Purchase - Sale of City owned property - 771 Queenston Road, at Kenora Avenue to Peter Zourntos

8. **CORRESPONDENCE**

General Vice-President, Local 5 - City Parking Lots - Barton Street East near Sherman Avenue

9. **OTHER BUSINESS**

10. **ADJOURNMENT**



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

3.

**DATE:** 1996 February 5

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. G. Pavelka, P.Eng.  
Chief Administrative Officer

**SUBJECT:** Hamilton Corporate Challenge

**RECOMMENDATION:**

- (a) That an amount of \$2,625.80 be approved for the Hamilton Corporate Challenge to be used for the cost of entering and sponsoring two teams (a total of 40 City of Hamilton employees) to take part in the Hamilton Corporate Challenge organized by the Hamilton and District Chamber of Commerce on Sunday, 1996 June 9th at Christie Conservation Area; and,
- (b) That the funding for this expenditure be financed from the Unclassified Account number CH55120 24201.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Itemized List of Equipment and Supplies - two (2) teams - 40 people

Registration Fee (\$225. per team plus GST)	\$ 481.50
Complete Rental-Alls (tent,barbeque - delivery,setup,removal,tax)	\$ 575.00
Uniforms (2 teams - 40 people)	\$1,539.30
Van (City Garage)	\$ 30.00
<b>Total required for supplies and equipment</b>	<b>\$2,625.80</b>

Past Year's Contributions by the City of Hamilton to  
The Hamilton Corporate Challenge

1995	\$ 2,625.80
1994	\$ 2,625.80
1993	\$ 2,625.80
1992	\$ 2,537.00
1991	\$ 2,260.00

**BACKGROUND:**

Annually, the Hamilton and District Chamber of Commerce organizes approximately 75 teams (1,500 people) from Corporate sponsors throughout the City of Hamilton to promote good health and physical activity. Attached is the list of Corporate sponsors from last year who competed and their respective standing.

Please note that the City of Hamilton's teams obviously made respectable showings by placing 12th with 78 points and 22nd with 73 points.

The Corporate Challenge is a family day with team members participating in friendly competition and enjoying a summer's day outside the office with fellow employees and colleagues from the City. The following lists the kind of fun filled competitions that are held:

1. Revenge of the Rotor-Rafters
2. Team Synergy
3. Beres Baby
4. Game Room Challenge Tower
5. Sandbox Adventure
6. Weaver's Guild
7. Follow the Leader
8. Breakout!
9. Trans Ad Transfer
10. Bored and Tired

Also attached is a flier advertising the 1996 Hamilton Corporate Challenge as "an Official Sesquicentennial event".

JGP/SKR  
Attachments

cc A. Ross, Treasurer  
G. Mazetti, Team Captain, c/o Information Systems Department  
S. Strang, Team Captain, c/o Service Department

Hamilton Corporate Challenge		
June 11, 1995		
Team		
	No. Name	Total
1	52 Dofasco-Jokers	94
2	35 Regional Police - Top Cops	86
3	27 Hamilton Civic Hospitals - The Dream Team	86
4	53 Stelco Inc.-Stelco Steel Hawgs	86
5	31 Stelco Inc. - Stelco Z-Liners	83
6	43 All Canadian Mgmt-All Canadian Capitalists	82
7	21 OE-Division of Canon - Canon Lazars	81
8	51 Dofasco-Wild Ones	80
9	25 McMaster University Bookstore - B.S. Sellers	79
10	33 Coopers & Lybrand - Coopers & Lybrand	79
11	54 Wescam-Eye In The Sky	79
12	8 City of Hamilton - A Team	78
13	17 Camco Inc. - Camco Rangers	77
14	7 Laidlaw Waste Systems	75
15	30 CIBC - The Bad & The Ugly	75
16	44 Chedoke McMaster Hospital - Ace of Base	75
17	46 National Steel Car-Team 2	75
18	4 Financial Concept Group	74
19	47 National Steel Car-Team 1	74
20	67 Caldwell Banker-The Elite Team	74
21	69 1-2-1 Personal Trainers Inc.	74
22	9 City of Hamilton - Hall's Angels	73
23	13 Dufferin Games Room Store - The Sharks	72
24	18 Camco Inc. - Camco Refrigerators	72
25	22 Colortron Photo Services - Colortron Cobras	72
26	62 Procter & Gamble Inc.-Procter & Gamble	72
27	3 Royal Bank of Canada	71
28	63 Norton Canada Inc.-Norton Dirty Daddys	71
29	39 Ontario Auto Collision-Carstar	70
30	61 Barn Fruit Markets-Barn Barracudas	70
31	42 Westburne-Westburne Warriors	69
32	15 Seven Towers Day Care	68
33	20 Public Health Dept. - Hellth's Angels	67
34	57 National Trust	67
35	5 Taylor Steel - Wild Bunch	66
36	50 Columbian Chemicals-Columbian Classics	64
37	1 Stirling Print & Creative Service - Stirling JA's	63
38	29 CIBC	63
39	36 Turkstra, Mazza - Ooh Law Law	63
40	37 Canada Mortgage & Housing-Monty's Maulers	63
41	60 The Land Registry Office-R.O. Rockets	63
42	24 Deloitte & Touche	62
43	38 Cold Metal Products - Wholly Rollers	62
44	56 CEC for Students-Hire a Student	62
45	66 Cultures-Smoothies	62
46	16 Slater Steel	61
47	40 John Skirving Ltd.-Skirving's Scorpions	61
48	59 Westbury Canadian Life	61
49	32 Union Gas	60
50	58 Mountain City News	60
51	11 Baycoat - Baycoat Coilers	60
52	64 GSW Heating Products Co.	59
53	41 St Joseph's Hospital	58
54	26 Price Waterhouse - The Unbalanced Sheets	57
55	34 Cadillac Fairview - The Tempermental Bunnies	57
56	48 Rogers Cable T.V.-Rogers Ramjets	57
57	65 Hamilton Fire Fighters-Hamilton Smoke Eaters	57
58	12 Nesbitt, Burns - Nesbitt, Burns	56
59	2 Royal Bank of Canada	54
60	23 The Spectator	54
61	45 Chedoke McMaster Hospital - Cardiac Kids	54
62	55 The Athlete's Foot-The Foot	54
63	71 Sheraton Hamilton Hotel	53
64	49 Rogers Cable System-Red Dogs	52
65	28 Ernst & Young	51
66	14 John Deere Ltd. - Deere Devils	48
67	6 Scott & Pichelli - The Liquidators	42
68	70 Regional Funeral Home Service-Regional Wrappers	40

# 1996 Hamilton Corporate Challenge



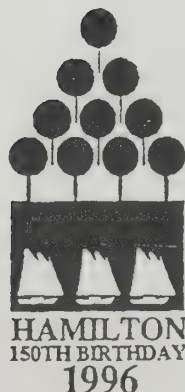
*Sunday, June 9 1996*  
**Ch<sub>h</sub>ri<sub>St</sub>ie ConSe<sub>r</sub>vation Area**

Come and enjoy a fun filled day with over 100 team participants from businesses and organizations from the Greater Hamilton area. Team members partake in friendly competition and spend a spring day outside of the office with fellow employees and colleagues!

Junior Achievement of Hamilton/Wentworth is proud to present this event for the second year, and invite everyone to participate. Since registration is on a first come, first served basis, register early to ensure your team's spot!

Join in on the fun by simply filling in the registration form on reverse, return it to Junior Achievement and organize your team for the best ever HAMILTON CORPORATE CHALLENGE!!

An official Hamilton Sesquicentennial event



YOUR  
INVESTMENT  
IN FREE  
ENTERPRISE

4. (a.)

**CITY OF HAMILTON**  
**- INFORMATION -**

**DATE:** 1996 February 13

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Financial Implications for the Downtown Levy  
Reduction Area

**BACKGROUND:**

The Finance and Administration Committee, at its meeting held 1996 January 23rd were in receipt of a request from Mayor Morrow for approval to seek Special Legislation for authority for the City (Region and School Boards) to lower taxes in identified areas in the City. The Committee tabled the issue as follows:

- (a) That the request to seek Special Legislation to give the City of Hamilton (Region and School Boards) authority to lower taxes in identified areas in the City be tabled; and,
- (b) That the Treasurer be directed to report back to the Finance and Administration Committee with information on what the financial ramifications of reducing business and property taxes in the area bounded by Wellington, Hunter, King William and Cannon would be; and,
- c) That the report provide alternative percentage versions of the above-noted proposed reductions.

**DISCUSSION:**

Staff have compiled assessment information for Downtown Hamilton indicating total assessed value of properties (realty, exempt and commercial) as well as business assessment, along with related amounts for the specific areas of the International Village BIA and the Downtown BIA.

City staff then brought together assessment information for the total City assessment along with applicable mill rates to determine the amount of assessment and taxation dollars that are generated by the Downtown, the BIA areas in the Downtown, and the city as a whole. All information gathered was based on year-end 1994 assessment figures for the 1995 taxation year.

City staff used all of this information to calculate the amount of taxation that would have to be assumed by the remaining realty and business taxpayers under the following different scenarios:

- (i) alternative percentage reductions in business taxes only levied on Downtown businesses in the defined area,
- (ii) alternative percentage reductions in realty taxes only levied on Downtown businesses in the defined area,
- (iii) alternative percentage reductions in both realty and business taxes levied on the Downtown defined area as a whole,
- (iv) alternative percentage reductions in business taxes only levied on only the BIA businesses in the Downtown (Downtown BIA and International Village BIA),
- (v) alternative percentage reductions in realty taxes only levied on Downtown businesses in the defined area,
- (vi) alternative percentage reductions in both realty and business taxes levied on only properties in the 2 BIA's in the Downtown (Downtown BIA and International Village BIA).

All figures shown are for City taxes only. If the Regional and School Boards were also taken into account, the totals would be approximately four times the figures shown.

#### Scenario (i) - Business Tax Reduction Only in the Downtown

Business Tax dollars generated in the Downtown amount to \$1,839,540, representing 12.1% of all Business Taxes collected in Hamilton. Chart (i) illustrates the impact to the remaining taxpayers (excluding the Downtown) of between a 10% and a 100% reduction in business tax levy to the Downtown both as a percentage increase to other taxpayers and in terms of the taxes levied on a representative \$5,000 assessment home. It can be seen that taxes of \$525.71 would increase from between \$0.87 to \$8.69 depending on the level of reduction proposed.

#### Scenario (ii) - Realty Tax Reduction in the Downtown

Realty Tax dollars (residential and non-residential) generated in the Downtown amount to \$6,499,230, representing 6.7% of all Realty Taxes collected in Hamilton. Chart (ii) illustrates the impact to the remaining City taxpayers (excluding the Downtown) of between a 10% and a 100% reduction in realty tax levy to the Downtown both as a percentage increase to other City taxpayers and in terms of the taxes levied on an average \$5,000 assessed property. It can be seen that taxes of \$525.71 would increase from between \$3.20 to \$32.00 depending on the level of reduction proposed.

Scenario (iii) - Combined Realty and Business Tax Reduction in the Downtown

The impact of a combined Realty and Business Tax relief noted in (i) and (ii) above would result in a total increase in the neighbourhood of \$4.18 to \$41.87 depending on the level of reduction proposed. (see chart (iii)).

Scenario (iv) - Business Tax Reduction Only in the BIA's (Downtown and International Village)

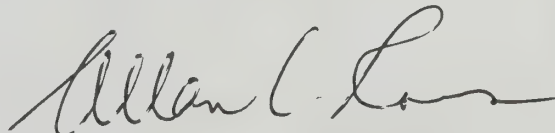
Business Tax dollars generated from in the BIA businesses amount to \$544,860, representing 3.0% of all Business Taxes collected in Hamilton. Chart (iv) illustrates the impact to the remaining City taxpayers (excluding the BIA's) of between a 10% and a 100% reduction in business tax levy to the BIA's both as a percentage increase to other City taxpayers and in terms of the taxes levied on an average \$5,000 assessed property. In this scenario it can be seen that taxes of \$525.71 would increase from between \$0.25 to \$2.54 depending on the level of reduction proposed.

Scenario (v) - Realty Tax Reduction in the BIA's (Downtown and International Village)

Realty Tax dollars (residential and non-residential) generated in the BIA's amount to \$1,798,460, representing 1.9% of all Realty Taxes collected in Hamilton. Chart (v) illustrates the impact to the remaining City taxpayers (excluding the Downtown) of between a 10% and a 100% reduction in realty tax levy to the BIA's both as a percentage increase and in terms of the taxes levied on an average \$5,000 assessed property. It can be seen that taxes of \$525.71 would increase from between \$0.88 to \$8.87 depending on the level of reduction proposed.

Scenario (vi) - Combined Realty and Business Tax Reduction in the BIA's (Downtown and International Village)

The impact of a combined Realty and Business Tax relief noted in (iv) and (v) above would result in a total increase in the neighbourhood of \$1.09 to \$10.92 depending on the level of reduction proposed. (see chart (vi)).



CK:ck

Attach

c.c. Mr. Joe Pavelka, Chief Administrative Officer  
P. Noé Johnson, City Solicitor

Chart (i)

## Total Downtown Business Relief

Business Tax Relief Only	Dollars of Relief Required	1995 Mill Rate Impact	Average \$5,000 Assessment	Taxation Increase
10%	183,954	0.17%	526.58	\$0.87
20%	367,908	0.33%	527.45	\$1.74
30%	551,862	0.50%	528.31	\$2.60
40%	735,816	0.66%	529.18	\$3.47
50%	919,770	0.83%	530.05	\$4.34
60%	1,103,724	0.99%	530.92	\$5.21
70%	1,287,678	1.16%	531.79	\$6.08
80%	1,471,632	1.32%	532.66	\$6.95
90%	1,655,586	1.49%	533.53	\$7.82
100%	1,839,540	1.65%	534.40	\$8.69

Chart (ii)

## Total Downtown Realty Tax Relief

Realty Tax Relief	Realty Commercial \$ Relief Required	Realty Residential \$ Relief Required	Total \$ Relief Required	Average \$5,000 Assessment	Taxation Increase
10%	435,768	214,155	649,923	528.91	3.20
20%	871,536	428,310	1,299,846	532.12	6.41
30%	1,307,304	642,465	1,949,769	535.33	9.62
40%	1,743,072	856,620	2,599,692	538.53	12.82
50%	2,178,840	1,070,775	3,249,615	541.74	16.03
60%	2,614,608	1,284,930	3,899,538	544.95	19.24
70%	3,050,376	1,499,085	4,549,461	548.15	22.44
80%	3,486,144	1,713,240	5,199,384	551.36	25.65
90%	3,921,912	1,927,395	5,849,307	554.57	28.86
100%	4,357,680	2,141,550	6,499,230	557.77	32.06

Chart (iii)

## Total Downtown Tax Relief

Realty/ Business Tax Relief	Total \$ Relief Required	Residential Mill Rate Impact	Average \$5,000 Assessment	Taxation Increase
10%	833,877	0.80%	529.89	4.18
20%	1,667,754	1.59%	534.08	8.37
30%	2,501,631	2.39%	538.27	12.56
40%	3,335,508	3.19%	542.46	16.75
50%	4,169,385	3.98%	546.64	20.93
60%	5,003,262	4.78%	550.83	25.12
70%	5,837,139	5.58%	555.02	29.31
80%	6,671,016	6.37%	559.20	33.49
90%	7,504,893	7.17%	563.39	37.68
100%	8,338,770	7.97%	567.58	41.87

Chart (iv)

## BIA Business Tax Relief

Business Tax Relief Only	Dollars of Relief Required	Mill Rate Impact	Average \$5,000 Assessment	Taxation Increase
10%	54,486	0.05%	525.96	\$0.25
20%	108,972	0.10%	526.22	\$0.51
30%	163,458	0.15%	526.47	\$0.76
40%	217,944	0.19%	526.72	\$1.01
50%	272,430	0.24%	526.98	\$1.27
60%	326,916	0.29%	527.23	\$1.52
70%	381,402	0.34%	527.49	\$1.78
80%	435,888	0.39%	527.74	\$2.03
90%	490,374	0.44%	528.00	\$2.29
100%	544,860	0.48%	528.25	\$2.54

Chart (v)

## BIA Realty Tax Relief

Realty Tax Relief	Realty Non-Residential \$ Relief Required	Residential \$ Relief Required	Total \$ Relief Required	Average \$5,000 Assessment	Residential Mill Rate Impact	Taxation Increase
10%	123,459	56,387	179,846	526.59	0.17%	0.88
20%	246,918	112,774	359,692	527.48	0.34%	1.77
30%	370,377	169,161	539,538	528.37	0.51%	2.66
40%	493,836	225,548	719,384	529.26	0.68%	3.55
50%	617,295	281,935	899,230	530.14	0.84%	4.43
60%	740,754	338,322	1,079,076	531.03	1.01%	5.32
70%	864,213	394,709	1,258,922	531.92	1.18%	6.21
80%	987,672	451,096	1,438,768	532.81	1.35%	7.10
90%	1,111,131	507,483	1,618,614	533.69	1.52%	7.98
100%	1,234,590	563,870	1,798,460	534.58	1.69%	8.87

Chart (vi)

## Total BIA Tax Relief

Realty/ Business Tax Relief	Total \$ Relief Required	Residential Mill Rate Impact	Average \$5,000 Assessment	Taxation Increase
10%	234,332	0.21%	526.80	1.09
20%	468,664	0.42%	527.89	2.18
30%	702,996	0.62%	528.98	3.27
40%	937,328	0.83%	530.07	4.36
50%	1,171,660	1.04%	531.17	5.46
60%	1,405,992	1.25%	532.26	6.55
70%	1,640,324	1.45%	533.35	7.64
80%	1,874,656	1.66%	534.44	8.73
90%	2,108,988	1.87%	535.53	9.82
100%	2,343,320	2.08%	536.63	10.92

4. (b.)

Bill Pr

1996

**An Act respecting the City of Hamilton**

**Preamble**            The Corporation of the City of Hamilton has applied for special legislation in respect of the matters set out in this Act.

It is appropriate to grant the application.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**Definition**            1.     In this Act, "Corporation" means The Corporation of the City of Hamilton.

**Special Levy**            2.     Notwithstanding the provisions of the Municipal Act and the Assessment Act, the Council of the City of Hamilton may, by Bylaw,

a) designate an area of the City of Hamilton as an Enterprise Area; and

b) authorize a special levy on all property outside the Enterprise Area in an amount to be established by by-law for the purposes of reducing the business and/or property taxes and rates levied by the Corporation, within the Enterprise Area; and

c) authorize the reduction of the business and property tax levy by the Corporation in the specified Enterprise Area by the amount of the special levy described in subsection (b).

**Board**                    3.     If a Bylaw is in effect under Section 2, a school board entitled to share in assessment for school purposes of land within the Enterprise Area, may by resolution direct the Corporation to levy a specified amount for purposes of reduction of property and business taxes in the specified Enterprise Area in a manner consistent with section 2.

TABLED  
App'd by Committee..... 1996 Jan 23

App'd by Council .....

4. A School board that passes a resolution under section 2 shall forward a copy of its resolution to the Corporation and to any other school board entitled to share in the assessment.

**Region**

5. If a Bylaw is in effect under Section 2, the Regional Municipality of Hamilton-Wentworth may by Bylaw direct the Corporation to levy a specified amount for purposes of reducing the property and business taxes in the specified Enterprise Area in a manner consistent with section 2.

6. The Regional Municipality shall forward a copy of the Bylaw to the Corporation

**Expiry**

7. The Bylaw authorized by Section 2, may specify a time period for the ending of the specified Enterprise Area.

**Commencement**

8. This Act comes into force on the day it receives Royal Assent.

**Short Title**

9. The short title of this Act is the *City of Hamilton Act, 1995*.

**CITY OF HAMILTON**  
**- INFORMATION -**

4. (c.)

**DATE:** 1996 January 15

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** Special Legislation:  
Downtown Levy Reduction Area.

**DISCUSSION:**

At the Committee's January 23, 1996 meeting Mayor Morrow will present a draft Special Act to implement an assessment Reduction Area for the Downtown Area. The draft bill would allow Council to create an area where the levy for the purposes of business and/or property taxes will be reduced. The main components of the Bill as drafted are outlined below.

**Highlights:**

- Council may define an area by bylaw to be granted an reduction of business and/or property taxes
- a defined area is referred to as "Enterprise Area"
- Council by amending the Bylaw may redefine the area(s)
- the amount of taxation reduction may be amended
- the reduction may be time limited
- reduction is implemented by a separate levy on all property outside designated areas(s)
- zero net taxation reduction (redistributed)
- Region and School Boards have discretion to implement plan, but not to alter the designated area(s)

TABLED

App'd by Committee 1996 Jan. 23

App'd by Council



GREATER HAMILTON DOWNTOWN COMMUNITY  
DEVELOPMENT CORPORATION'S FOUNDING BOARD

1995 November 02

Members of Hamilton City Council  
c/o Mr. J. Schatz, City Clerk  
City Clerks Department  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

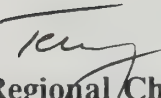
Dear Mr. Schatz:

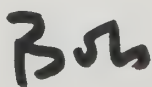
Re: Request for Market Value Reassessment.

The business and property owners within Hamilton's downtown core have carried an increasingly large share of the municipal tax burden for many years. The assessed values of the properties within Hamilton's downtown core are inequitable to other commercial areas within Hamilton. This is a matter of serious concern, not only to the affected business and property owners but the City as a whole. Beyond the basic issue of fairness there is the question of the overall economic well-being of our downtown core. High taxes make for a less competitive economic environment, and with the existing rates the City risks losing businesses, either to bankruptcy or to less demanding municipalities.

The Founding Board of the Greater Hamilton Downtown Community Development Corporation therefore respectfully requests that Regional Council move as expeditiously as possible to request the Province to allow current market value reassessment in an attempt to revitalize our downtown core.

Yours very truly,

  
Regional Chairman Cooke, Co-Chair  
Greater Hamilton Downtown  
Community Development Corporation's  
Founding Board

  
Mayor R. Morrow, Co-Chair  
Greater Hamilton Downtown  
Community Development  
Corporation's Founding Board

TABLED  
App'd by Committee..... 1996 Jan. 23

App'd by Council.....



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

5.

**DATE:** 1996 February 12

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Proposed 1995 Year-End-Surplus

**RECOMMENDATION:**

- a) That \$54,780. of the Current Budget Surplus be transferred to the Reserve for Election Expense, 00123.
- b) That \$50,000. of the Current Budget Surplus be transferred to the Reserve for Hosting of Special Dignitaries, 00128.
- c) That \$420,000. of the Current Budget Surplus be transferred to the Reserve for Early Retirement, 00105.
- d) That \$483,800. of the Current Budget Surplus, Other Capital Projects, be transferred to Reserve for Capital Projects, 00203.
- e) That the balance of the Current Budget Surplus be transferred to the Reserve for Tax Stabilization, 00135.

**NOTE:** The City's 1995 Current Budget surplus position required no draw down from the reserve allocations to the current revenue except \$600,000.

*Allan C. Ross*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Subject to the final adjusting entries the 1995 books have been closed and the estimated surplus is projected at \$4.2 million. Further adjustments may adjust this estimate upward or downward. This surplus has been accomplished through an ongoing restraint program that has resulted in positive performance in some key revenue and expenditure areas.

In addition to this surplus, it is recommended that the following expenditures, which could normally have been funded from reserves under our accounting policies and practices, be funded from the 1995 net position:

- an overdraft in Workers' Compensation in the amount of \$74,296.
- Tax Remission overdraft in the amount of \$300,464.
- Information Systems accounts in the amount of \$108,000.

Transfers of surpluses have already been made, in accordance with previous Council policy, from accounts such as Sick Leave, Insurance, and "Reserve for Major Repairs and Improvements to City-owned Properties".

#### **BACKGROUND:**

Each year, at this time, Committee and Council approve the distribution, or financing of, the previous year's surplus or deficit. This allows the city to close the books of account on the previous year and prepare the Financial Statements for audit and subsequent presentation to Council and the taxpayers of the City of Hamilton.

Each previous year has brought difficulties and challenges, however, due to prolonged economic strain combined with changes in Provincial funding policies, City Departments and Local boards have embarked on a program of reviewing and monitoring all expenditures and revenues while maintaining levels of service.

#### **VARIANCE ANALYSIS**

##### **Revenues Short-fall (\$ 1.0 million):**

There was a revenue short-fall of approximately \$600,000 in the Traffic Department and \$400,000 in the Building Department, attributable to the economic downturn. Reserve transfer of approximately \$1.3 million were not required and therefore not made. These short-falls were offset by better than anticipated revenues in payments in lieu of taxes, and Penalty & Interest on overdue taxes of approximately \$1.3 million.

##### **Expenditure Savings (\$ 5.2 million):**

Most Departments had expenditure savings that were the result of continual monitoring of expenditures during the year. Culture & Recreation (\$610,000) Fire (\$560,000) Property (\$370,000) Building (\$340,000) were Departments with the larger expenditure savings while Fleet Services provided a net saving of \$2.0 million from the revenue generated from the use of the fleet by various Departments.

Local Boards such as H.E.C.F.I. and Library have also exercised restraint with the result that they have recorded surpluses of \$300,803. and \$205,525. respectively. These surpluses were transferred to reserve in keeping with our accounting policies.

### **TRANSFER TO RESERVE**

As in past years , it is recommended that the majority of the surplus be transferred to the Reserve for Tax Stabilization to be available for use in offsetting 1996 and future budget and mill rates fluctuations. Other amounts are recommended for specific transfer as follows:

In 1995, there was a Ward 5 by-election. Election expenses in the amount of \$54,780. had to be drawn from the reserve. This reduced the funds available for the 1997 election. Therefore, it is recommended that this reserve be replenished.

The City maintains a "Reserve for Hosting of Special Dignitaries" administered by the Mayor's Office. This Reserve was not replenished for 1995 and as a result it is currently in a deficit position. It is recommended that the reserve be replenished since 1996 is the Hamilton's Sesquicentennial year and the City will be hosting national and international dignitaries to promote Hamilton. This reserve is needed to offset some of these costs.

The Early Retirement Incentive Plan approved by Council was later extended in September 1995. Additional employees responded to this window resulting in a larger than anticipated response. Some employees took the lump sum whereas other elected to accept a periodic payment. Because this commitment exists, the liability has to be recognized in the 1995 year in accordance with CICA requirements. Therefore the transfer of \$420,000. to the Reserve for Early Retirement is recommended to cover these unforeseen costs.

The completion of a Capital Project often results in a department incurring maintenance costs in the year of completion, which were not part of their base. For the past two years, in keeping with Council policy, we have been providing in the corporate centre's current budget for departments which require an addition to their base to cover operating costs for those projects which have come on board in the year. The reason for transferring the base from the corporate centre base to the department is to avoid an increase in the various departmental budget as the projects come on stream . As these amounts relate to the Capital Program, it is therefore recommended that this surplus be transferred to the Reserve for Capital Projects.



6. (a.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 February 12

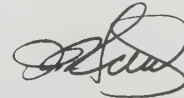
**REPORT TO:** Susan K. Reeder  
Secretary, Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Window Advertising In Taxicabs

**RECOMMENDATION:**

- (a) That the City of Hamilton Licence By-law 93-069, Schedule 4, respecting Taxicabs, be amended to permit rear window advertising in Taxicabs; and
- (b) That the City Solicitor be authorized and directed to prepare the appropriate By-law amendment.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

As you may recall, a report was submitted to the Committee after the City Clerk's Department had received a written request from Morin & Morin Transit Advertising, requesting permission for rear window advertising in taxicabs. This Company produces a product called contravision, which makes use of a number of dots to create an advertising image on the outside of the window, while leaving the driver and passengers' view from the inside unobstructed.

In June 1996, City Council approved rear window advertising in taxicabs on a 6-month trial basis. During this period, the Clerk's Department did not receive any complaints, in respect to this form of advertising. Two of the three Taxicab Companies currently use this type of advertising on its vehicles. The Licence Division staff recommends that this type of advertising

be permitted on a permanent basis.

Contravision is currently being used in taxicabs in St. Catharines, Welland, Toronto, Kingston, Brantford, London, Windsor, Sarnia, Woodstock, Winnipeg, Edmonton and Calgary. According to Morin & Morin, the signs have the approval of the Ministry of Transportation.

JJS/DR/db

c.c. Patrice Noe Johnson, City Solicitor

**CITY OF HAMILTON**

**- RECOMMENDATION -**

6. (b.)

**DATE:** 1996 February 6

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee


**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Extension of Hours - Juno Awards - Sunday, 1996 March  
10th

**RECOMMENDATION:**

- (a) That the Council of the Corporation of the City of Hamilton deems the Juno Awards to be held in Hamilton on Sunday, 1996 March 10th to be an event of municipal significance City-wide; and,
- (b) That the Liquor Licence Board of Ontario be advised that City Council has no objection to a blanket approval for licensed establishments in the City of Hamilton to be approved for the sale and service of beverage alcohol to 2:00 o'clock a.m.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**



N/A

**BACKGROUND:**

A request has been received from the Canadian Academy of Recording Arts and Sciences on behalf of two Recording Companies, in conjunction with the Juno Awards being held in Hamilton on Sunday, 1996 March 10th, for City Council's support for an extension of hours.

The Gown and Gavel on Hess Street will be the location for a private reception party hosted by Warner Recording Company, and the La Costa Restaurant will be the location for a private reception being hosted by M.C.A.

Page Two

## Extension of Hours - Juno Awards

The Canadian Academy has also requested, on behalf of licenced establishments in Hamilton, that they also be allowed extended hours in order that they may serve the the people from the Hamilton area who will have attended the Juno Awards. Since the Awards Ceremony ends at approximately 10:30 o'clock p.m., an extension of hours would allow for a longer serving time for restaurant patrons.

A number of other Recording Companies will also be hosting receptions in Ancaster, Oakville and Toronto, and support for extension of hours for licensed establishments in those municipalities are being requested from the respective Councils.

The Liquor Licence Act of Ontario provides that the Liquor Licence Board may extend the hours of sale of liquor during events of municipal significance if the applicable municipal Council has designated the event to be of municipal and/or national significance.

The determination as to whether or not the individual establishments are granted extended hours rests solely with the Liquor Licence Board.

The Vice Division of the Hamilton-Wentworth Regional Police are aware of this event, and have no objection to the extension of hours as noted above.

SKR

cc     Staff Sergeant Wayne Moore, Vice Division, Hamilton-Wentworth Regional Police  
       Leslie Wakefield, Canadian Academy of Recording Arts and Sciences - FAX Number 416-485-4978  
       Shelley Merlo-Orzel, Special Events Officer, Culture and Recreation Department  
       Frank Westaway, Noise Control Officer, Public Works and Traffic

6. (c.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

FEB 15 1996

**DATE:** 1996 February 15

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** User Fees

**RECOMMENDATION:**

1. That the following proposed user/licence fees for City Clerk's Department services and those listed on Schedule "A" attached hereto be forwarded to the Committee of the Whole for consideration as part of the 1996 Current Budget process:
  - (a) Birth Letters - \$25. (Currently \$20.)
  - (b) Affidavits - \$20. (Currently \$10.)
  - (c) Licence fees for first time issuance of licences and transfers of licences be set at a fee \$50. above the recommended annual renewal licence fee to reflect the increased cost to process a first time or transfer licence application by the City Clerk's Department.
2. That the City Solicitor be authorized and directed to prepare the appropriate amending by-laws upon approval of the fees by Committee of the Whole for approval by City Council.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Approval of the above increases will result in increased revenues of approximately \$545,000 annually to the City Clerk's Department, the large majority of which will not be realized until 1997.

## **BACKGROUND:**

The above user fees for birth letters and affidavits were implemented one year ago to reflect an ever increasing demand for these two services.

### Birth Letters (Additional Revenue - \$2,000.)

These letters are issued to persons travelling outside Canada in the period between the birth of their child and the issuance by the Ministry of the Registrar General of the official Birth Certificate. Our letter confirms the birth has been registered and is acceptable documentation for travel purposes.

### Affidavits (Additional Revenue - \$10,000.)

Affidavits are processed by Commissioners for Taking Affidavits in the City Clerk's Department. These documents primarily pertain to the transfer of automobiles from one family member to another and other minor legal undertakings. Lawyers and others who have the authority to sign such documents charge \$40.00 and up for this service. We believe that increasing this user fee will not result in financial hardship for individuals requesting this service. In hardship cases, this service is available from community legal services.

### Fee for First Time Issuance of Licences and Transfers of Licences

Additional revenue of \$55,000 annually can be realized from charging licence fees which reflect the City Clerk's Department's costs for new licences and transfers. First time applications require more staff time to process than do annual renewals because files must be created and initial inspection reports generated. The licence fee would be \$50. higher than the renewal licence fee, with the \$50. being a non-refundable portion in the event the licence is not issued. The fee for annual licence renewal which is the majority of the licences issued, would cover the ongoing administrative and inspection costs which are necessary to ensure compliance with the by-laws.

### Licences

The proposed fees for mobile and establishment licences are in accordance with the recommendations contained in the User Fee Report prepared for the City of Hamilton by David M. Griffith & Associates Ltd. last year. The proposed mobile and establishment licence fees represents the full cost to the City of Hamilton to carry out this function.

The proposed fee structure continues to recognize the additional enforcement agencies attention required to the Adult Entertainment category in that the fees are being maintained at the current levels and not lowered to the average establishment licence fee recommended by the consultant for other types of establishments. The User Fee Report did not recommend adjusting this category of licence fees.

The category of Second Level Lodging Houses is the subject of a separate report. The attached fee schedule only establishes the base fee of \$135.00. The separate report deals with the per bed issue which affects the Hamilton-Wentworth Health Services Department.

The category of Transient Traders will be the subject of a separate report and no fee adjustment is recommended at this time. This is a complex issue which requires further study before a recommendation can be brought forward.

The proposed new fee structure takes into account what we believe to be the changes in the Municipal Act brought about by Bill 26, recently enacted by the Provincial Legislature. This bill removed the Provincial cap on all licence categories, some of which were capped at an extremely low level which fell considerably short of the actual cost to administer and enforce the by-laws for these categories. Implementation of revised licence fees will still be subject to this authority being granted by Bill 26 and its Regulations after we have had an opportunity to fully review this material.

Overall, the proposed fee adjustments are considered by staff to be appropriate and will enable full cost recovery from those who use the service. However, if the Committee is concerned about the amount of the increase, consideration can be given to spreading the increase over a two year period.

.cc A. Ross, City Treasurer  
P. Noe Johnson, City Solicitor

LICENCE CATEGORY	Number Issued	Proposed Fee	Current Fee	1997 Adjustment	1997 Additional Revenue	1995 Revenue	Total Revenue
<b>Establishment</b>							
Garage/Service Station	715	135.	varies	55.	42,555.	53,970.	96,525
Foodshop	448	135.	10.	125.	56,000.	4,480.	60,480
Restaurant	572	135.	20.	115.	65,780.	11,440.	77,220
Restaurant-take out	192	135.	20.	115.	22,080.	3,840.	25,920
Second Hand Shop	119	135.	20.	115.	13,685.	2,380.	16,065
Pawnbroker	8	135.	210.	(75.)	(600.)	1,680.	1,080
2nd Level Lodging House	77	135.	varies	varies	(7,525.)	17,920.	10,395
Bakeshop	59	135.	10.	125.	7,375.	590.	7,965
Lunch Counter	50	135.	20.	115.	5,750.	1,000.	6,750
Public Halls	69	135.	varies	varies	2,465.	6,850.	9,315
Roller Skating Rink	1	135.	270.	(135.)	(135.)	270.	135
Bingo Parlour	4	135.	varies	varies	(270.)	810.	540
Bowling Alley	8	135.	varies	varies	(1,260.)	2,340.	1,080
Theatre	7	135.	270.	(135.)	(945.)	1,890.	945
Tobacco	599	135.	25.	110.	65,890.	14,975.	80,865
Ordinary Lodging House	36	135.	150.	(15.)	(540.)	5,400.	4,860
Salvage Yard	44	135.	20.	(115.)	5,060.	880.	5,940
Amusement Machines	17	135.	varies	varies	(14,395.)	16,690.	2,295
Fish Shop	8	135.	50.	85.	680.	400.	1,080
Butcher Shop	81	135.	50.	85.	6,885.	4,050.	10,935
Billiards	32	135.	70.	varies	(3,020.)	7,340.	4,320
Old Gold Dealer	8	135.	25.	110.	880.	200.	1,080
Flea Market Owner	2	135.	420.	(285.)	(570.)	840.	270
<b>TOTAL</b>	<b>3,156</b>				<b>265,825</b>	<b>160,235</b>	<b>426,060</b>

LICENCE CATEGORY	Number Issued	Proposed Fee	Current Fee	1997 Adjustment	1997 Additional Revenue	1995 Revenue	Total Revenue
<b>Adult Entertainment</b>							
Parlour	4	4,000.	4,000.			16,000.	16,000
Operator	2	1,340.	1,340.			2,680.	2,680
Attendant	367	200.	200.			73,400.	73,400
Body Rub Parlour	3	6,670.	6,670.			20,010.	20,010
Body Rub Parlour Operator	6	270.	270.			1,620.	1,620
Body Rub Parlour Attendant	23	270.	270.			6,210.	6,210
Steam Bath	3	270.	270.			810.	810
Adult Video Store (A)	4	2,000.	2,000.			8,000.	8,000
Adult Video Store (B)	37	150.	150.			5,550.	5,550
<b>TOTAL</b>	<b>449</b>					<b>134,280</b>	<b>134,280</b>
<b>Mobile</b>							<b>0</b>
Bill Distributor	7	185.	50.	135.	945.	350.	1,295
Bill Poster	2	185.	670.	(485.)	(970.)	1,340.	370
Taxi Cab Driver	1063	185.	50.	135.	143,505.	53,150.	196,655
Taxi Cab Owner	325	185.	210.	(25.)	(8,125.)	68,250.	60,125
Taxi Cab Broker	3	185.	270.	(85.)	(255.)	810.	555
Livery Vehicle	48	185.	210.	(25.)	(1,200.)	10,080.	8,880
Livery Driver	15	185.	50.	135.	2,025.	750.	2,775
Foot Pedlar	2	185.	50.	135.	270.	100.	370
Tow Truck	77	185.	110.	75.	5,775.	8,470.	14,245
Tow Truck Driver	84	185.	50.	135.	11,340.	4,200.	15,540
Building Exterior Cleaner	6	185.	130.	55.	330.	780.	1,110
Carriage Vehicle	412	185.	70.	115.	47,380.	28,840.	76,220
Refreshment Vehicle	136	185.	110.	75.	10,200.	14,960.	25,160
Transient Vendor*						9,000	9,000
<b>TOTAL</b>	<b>2,180</b>				<b>211,220</b>	<b>201,080</b>	<b>412,300</b>

LICENCE CATEGORY	Number Issued	Proposed Fee	Current Fee	1997 Adjustment	1997 Additional Revenue	1995 Revenue	Total Revenue
ADULT ENT. TOTAL	449					134,280	134,280
MOBILE TOTAL	2,180				211,220	201,080	412,300
ESTABLISHMENT TOTAL	3,156				265,825	160,235	426,060
GRAND TOTAL	5,785				477,045	495,595	972,640

7. (a.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 February 1

**FEB 01 1996**

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. W. Vyce  
Director of Property

**SUBJECT:** Portable Signs - Commonwealth Square

**RECOMMENDATION:**

That portable signs not be permitted on the property known as Commonwealth Square, with the exception of the signboard currently in place at the corner of Summer's Lane and Main Street West, which is controlled by the Hamilton Parking Authority.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

Recently a number of portable signs have been placed on the City property known as Commonwealth Square, at a location slightly north of the Main Street West road allowance and west of Summer's Lane. These signs have been placed on the City's land without permission.

The signs usually advertise an event taking place at the Hamilton Convention Centre and are placed on Commonwealth Square by the promoter of the event. Since no formal City approval has been received, and since I have in the past received negative comments about the presence of these signs, and I am concerned about liability, I have in all cases asked the promoters to remove them. Reluctantly, the signs have been removed.

There seems to be a recent influx of portable signs being placed on Commonwealth Square without permission. It would be of assistance to staff for Council to consider establishing a policy as to whether or not it wishes portable signs to be placed on this site.

My own opinion is that portable signs should not be permitted on Commonwealth Square, with perhaps the exception of the sign in place for the past few years and controlled by the City Parking Authority. The prime reason for expressing this opinion is the negative effect such signs have on the aesthetics and ambience of the square, the City's entertainment complex, the grounds of City Hall and the Irving Zucker Sculpture Court.

I am advised by HECFI staff that for the same reasons, by Board decision, portable signs are not permitted in front of Hamilton Place or the Hamilton Convention Centre along Summer's Lane.

It is recognized that for the most part, persons placing portable signs on Commonwealth Square are advertising their event taking place at the Theatre or Convention Centre. While we want these events to be successful and if advertising will assist, I would suggest two other forms are available for this purpose at this location:

- 1) a banner across Main Street
- 2) the electronic sign of HECFI

The only exception to a policy forbidding the placement of portable signs on Commonwealth Square worthy of consideration would be the smaller sized portable sign of the Parking Authority, which has currently been in place for a few years at the virtual corner of Main West and Summer's Lane. This sign is located in such a position as to not detract to any great extent to the aesthetics of the City's property. Furthermore, we must recognize that this sign informs the public of the presence of available parking, which benefits the City financially. Finally, Mr. Baker also advises me that in the past the Authority has been receptive to placing event/public service messages on their sign, which could also prove to enhance the Authority's business, as well as events at the HECFI facilities.

DWV/dcr

c.c. P. G. Baker, General Manager, Hamilton Parking Authority  
G. Macaluso, Managing Director/C.E.O., HECFI  
Ross Fair, Director of Culture and Recreation

7. (b.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 January 25

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. D. W. Vyce  
Director of Property

FEB 01 1996

**SUBJECT:** Offer to Purchase - Sale of City owned property  
771 Queenston Road, at Kenora Avenue  
to Peter Zourntos

**RECOMMENDATION:**

- a) That an Offer to Purchase Agreement, duly executed by Peter Zourntos on 1996 January 23, and scheduled to close within 30 days after all conditions in the Offer are fulfilled, said conditions to be fulfilled by 1996 July 31 (or at the option of the Purchaser extended to 1996 September 30), for the vacant property municipally described as 771 Queenston Road, Hamilton and legally described as Part of Lots 27 & 28, Concession 2, formerly Saltfleet Township, being Part 1, Plan 62R-4156 and Parts 2 & 3, Plan 62R-3773 (subject to easements in favour of the Regional Municipality of Hamilton-Wentworth, Union Gas, Bell Canada and Hamilton Hydro), situated at the north-west corner of Queenston Road and Kenora Avenue with frontage on Queenston Road of 31.0 metres (101.7 feet) more or less, and flankage along Kenora Avenue of 43.27 metres (141.97 feet) more or less, containing 0.175 hectares (0.433 acres) or 1,753.55 sq. metres (18,875 sq. ft.), be approved and completed as the requirements in the Municipal Act pursuant to the City's Real Property Procedural By-law No. 95-049 enacted on 1995 February 14 have been fulfilled by the City, and the funds derived from this sale of \$240,000., be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,
- b) That this transaction is subject to the fulfilment of conditions to the satisfaction of the City prior to the closing, as required under the Municipal Act regarding the passing of a By-law to authorize the sale of a closed highway (portion of Kenora Ave. closed in 1977 described as Parts 2 & 3, Plan 62R-3773); and,

- c) That as set out in Schedule "C", if the adjacent land owner exercises its' right to purchase the abutting portion of the closed road allowance at the same unit price as the Purchaser, the site area and price of the parcel to be conveyed to the Purchaser will be reduced accordingly; and,
- d) That a condition in the Offer noted as paragraph 4 on Schedule "D" and reproduced as follows, be accepted:

This Offer is conditional upon the Purchaser satisfying himself within 10 days of acceptance by the City that:

- i) the City will permit ingress to the property from Queenston Road and egress from the property for right hand turns onto Queenston Road; and,
  - ii) the City will permit ingress to and egress from the property from and to Kenora Avenue respectively; and,
  - iii) any property of the Utility which is installed or, is intended to be installed within the closed highway, shall not interfere with the Purchaser's development or use of the said closed highway; and,
- e) That the required deposit cheque in the amount of \$23,000 be held by the City Treasurer pending Council approval; and,
  - f) That the Mayor and City Clerk be authorized and directed to execute the necessary documents; and,
  - g) That in accordance with Real Property Sales Procedural By-law No. 95-049:
    - i) satisfactory notice has been given to the public of the intended sale; and,
    - ii) an appraisal of the fair market value of the real property intended to be sold was obtained on 1995 October 16 and received on 1996 February 6; and,
    - iii) the City Clerk be authorized and directed to execute (and issue) a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act.

A handwritten signature in black ink, appearing to read "P. W. L. Yee", is written over the bottom of the list item g) iii).

#### **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The sum of \$240,000 be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases).

## BACKGROUND:

The subject property is a vacant commercial site improved with asphalt paving, concrete curbs and catch basin, that has been leased to Cara Operations Ltd. since 1979 and used by the Swiss Chalet restaurant on the adjacent site as a 46+/- space vehicle parking lot. The westerly 66 feet of the subject property was formerly part of Kenora Avenue, however, the road was diverted to the east, so as to align with Greenford Drive on the south side of Queenston Road.

A By-Law to Close, Stop-up and Retain a Portion of Kenora Avenue (west part of subject property) was passed as By-Law 77-293 registered on December 2, 1977. Although the road was closed, there existed various utilities including a watermain, sanitary and storm sewers, gas main, telephone lines and overhead hydro electric wires. Consequently, shortly after the road was closed, it was necessary to register easements in favour of the Region of Hamilton-Wentworth for the watermain and sewers and in favour of Bell Canada, Union Gas and the Hydro Electric Commission of the City of Hamilton for the utilities. These easements were registered over Parts 2 and 3 of Reference Plan 62R-3773, which comprises the westerly 66 feet of the subject property, being the former road and 0.2423 acres or 10,555 square feet (980.6 sq. m).

The easterly part of the property is described as Part 1, Reference Plan 62R-4156 and contains 0.191 acres or 773.0 sq. m (8,320 sq. ft.). It was formerly part of the large parcel to the east owned by Cadillac Shopping Centres, et al, which was developed as Eastgate Square. After the road diversion, Cadillac had no use for the surplus parcel to the west of the new Kenora Avenue alignment near Queenston Road and thus, that company sold the parcel to the City of Hamilton for \$40,000 according to Deed of Land #94852 CD registered 1978 July 4.

Thus, the total subject land area is equal to  $10,555 + 8,320 = 18,875$  sq. ft. or 0.433 ac. (1,753.6 sq. m), the westerly 10,555 sq. ft. being encumbered by the easements.

Since 1979 April, the City has leased the property to Cara Operations Limited, which owns the Swiss Chalet restaurant on the abutting property to the west. The subject property has been used as a paved parking lot for the restaurant, providing a further 46 parking spaces to the 50+ spaces existing on the restaurant owned property. However, with Swiss Chalet no longer using the subject property, Swiss Chalet could reconfigure the parking spaces along it's east lot boundary and thereby increase the number of spaces on its property by about ten. There were initially two five year lease terms, followed by a two year lease term from 1990 to 1992 and then a couple one year lease terms. Since then, Cara has been leasing the property on a month-to-month basis.

The property was declared surplus by City Council on 1995 November 14. A City of Hamilton "For Sale" sign was erected on the site on 1995 December 12. Cara Operations Ltd. was made aware of the City's intent to sell the property in the summer of 1995, 1995 December 5 and on the date the "For Sale" sign was posted. There were other parties interested in the site who were also informed that it was available on 1995 December 12. Cara Operations Limited through it's legal counsel submitted an Offer to Purchase for the subject property by facsimile transmission

during the morning of 1995 December 12 for \$180,000 cash. Staff responded in writing by facsimile at noon that day, that the amount offered could not be accepted as it was not near the asking price of \$260,000. Later that same day, Cara responded by resubmitting the offer for a price of \$210,000. Subsequently, discussions took place between staff and representatives at Cara in an effort to negotiate a higher price but nothing was resolved.

Mr. Peter Zourntos inquired about the property on 1995 December 22 and was provided with an information package. The next business day that the City Hall was open was 1996 January 2, when at 9:00 am sharp, Mr. Zourntos' lawyer delivered in person, an Offer to Purchase to the Property Department. Since the negotiations with Cara were left up in the air prior to Christmas, and given the City's lessor/lessee relationship with Cara Operations Limited since 1979, staff called the company's director of real estate to discuss their best offer and inform them there was another offer currently being considered. This call was followed by a letter that was faxed to Cara, requesting a response by 3:00 pm if the company was interested in acquiring the site. No response was received.

In the meantime, staff received inquiries from another party interested in the property, to whom information was sent. However, that person was advised there was already an offer being favourably considered by staff and thus, no further offers would be considered until and unless the initial offer was withdrawn or not accepted by Council.

During the first week of January, further discussions were held with Mr. Zourntos' lawyer to clarify various issues, negotiate a higher price and specify additional conditions to better protect the City. Staff discussed the Offer with the City's Law Department. It became apparent, that prior to selling the subject property, it would be necessary that Council pass a By-Law to authorize the sale of the closed road allowance. In this process, the City would be required to publish Notice for four weeks of Council's intent to authorize the sale of the portion of the property that is a closed highway. Further, the City is required to first offer for sale to an abutting property owner, pursuant to Section 315 of the Municipal Act R.S.O. 1990, that portion of highway lying adjacent to said abutting owner, in this case, Cara Operations Limited, which owns lands west of the road allowance. If Cara decides to exercise its right to purchase the 33 foot west half of the road allowance, then the Purchaser in this instance would only be able to purchase the remaining east half of the road allowance and the City's surplus 0.191 acres lying east of the road allowance.

As a result, the Offer was drafted on the City's standard Offer to Purchase - Highway Closure form and delivered to Mr. Zourntos' lawyer on Friday 1996 January 12th. Condition 11.(a) indicates that the City makes no warranty, representation, condition either express or implied, as to soil or environmental conditions, utilities, fitness for purpose of zoning and building by-laws, park, road widening or other possible dedications, or as to charges, levies and municipal regulations, Utilities or other regulatory authorities. The purchaser shall inspect the property and satisfy himself in respect of such matters prior to submitting the Offer. Further, the Purchaser acknowledges that the property is being purchased on an "as is". The Offer was modified by insertion of a GST clause.

Schedule "A" acknowledges that the road allowance is subject to various easements, the property is zoned "HH" Commercial and the realty taxes in 1995 were \$8,528.07. Condition 2 of Schedule "A" requires the purchaser to satisfy himself within 10 days of acceptance, that the City will permit ingress to the site from Queenston Road and egress from the property for right turns onto Queenston Road. Real Estate Division staff's discussion with Traffic Department staff indicates that this situation is acceptable. However, in the event the abutting owner exercises its right to purchase the westerly half of the closed road allowance, the existing access to Kenora Avenue would be sold with it. Thus, the Purchaser has modified Condition 2 of Schedule "A" as indicated on Schedule "D", Condition 4, by the adding a clause that the City will permit ingress to and egress from the property from and to Kenora Avenue, respectively (effectively allowing the Purchaser to create a new access to Kenora). The last sub-clause of condition 4, permits the Purchaser satisfying himself within 10 days of acceptance of the Offer that any property of a Utility which is installed or intended to be installed within the closed highway, shall not interfere with the Purchaser's development or use of the said closed highway.

Schedule "B" is the property plan illustrating Parcels "A" (the closed road allowance subject to easements) and "B"(additional surplus City lands). Schedule "C" sets out the revised site areas and square foot prices that would result if Cara exercises its option to purchase the west half of the closed road allowance. The total price of \$240,000 would remain unchanged.

Mr. Zourntos, after having made some investigations with the Regional Roads Department and the City Building and Public Works and Traffic Departments, returned the Offer to Purchase on 1996 January 23, signed and unchanged as to price and conditions, except for the addition of a Schedule "D" that was in part described above. The other clauses on Schedule "D" generally provide more flexibility, allowing the Purchaser at his option, to extend the Agreement by three months if the City has not then satisfied it's conditions regarding the passing of a by-law to sell the closed road, etc. The Purchaser does not want the Agreement to become null and void simply because certain dates for satisfaction of conditions could not be met by the City. Another clause, in addition to specifying an irrevocable date to the Purchaser, would allow the City to accept the Offer after that date, if the Offer had not been revoked in writing by the Purchaser. Again, this would allow the Offer to be accepted if for some reason, Council's approval of the deal was delayed to a date after the stated irrevocable date. Staff agreed with Zourntos's lawyer on 1996 January 8, that Mr. Zourntos should conduct his own "due diligence" and satisfy himself with respect to the physical condition of the site, zoning, access, etc. as mentioned above, prior to submitting an Offer.

The property is zoned "HH", Restricted Community Shopping and Commercial District. Various commercial uses are permitted including retail uses, business and professional offices, banks, commercial schools, hairdressers, photography and art studios, hotels and restaurants, etc. Staff have been advised that the owner intends on establishing either a fast food restaurant with a capacity of approximately 60 to 70 persons and 2,500 square feet in size, or, a small commercial building containing for example, one to three units, to be leased to convenience commercial or personal service tenants. There are many fast food restaurants along this strip, including Kentucky Fried Chicken, Tim Horton's, Wendy's, McDonald's, Taco Bell, Harvey's, Mr.

Submarine and sit down restaurants such as Swiss Chalet, East Side Marios and Abruzzo Restaurant and Tavern. Given the current zoning provisions, it would appear that a building with up to 5,000 square feet ground floor area approximately could be accommodated on the developable easterly portion of the site. No buildings could be erected on the westerly part of the property that is encumbered by easements and this area would therefore be utilized for parking and landscaping.

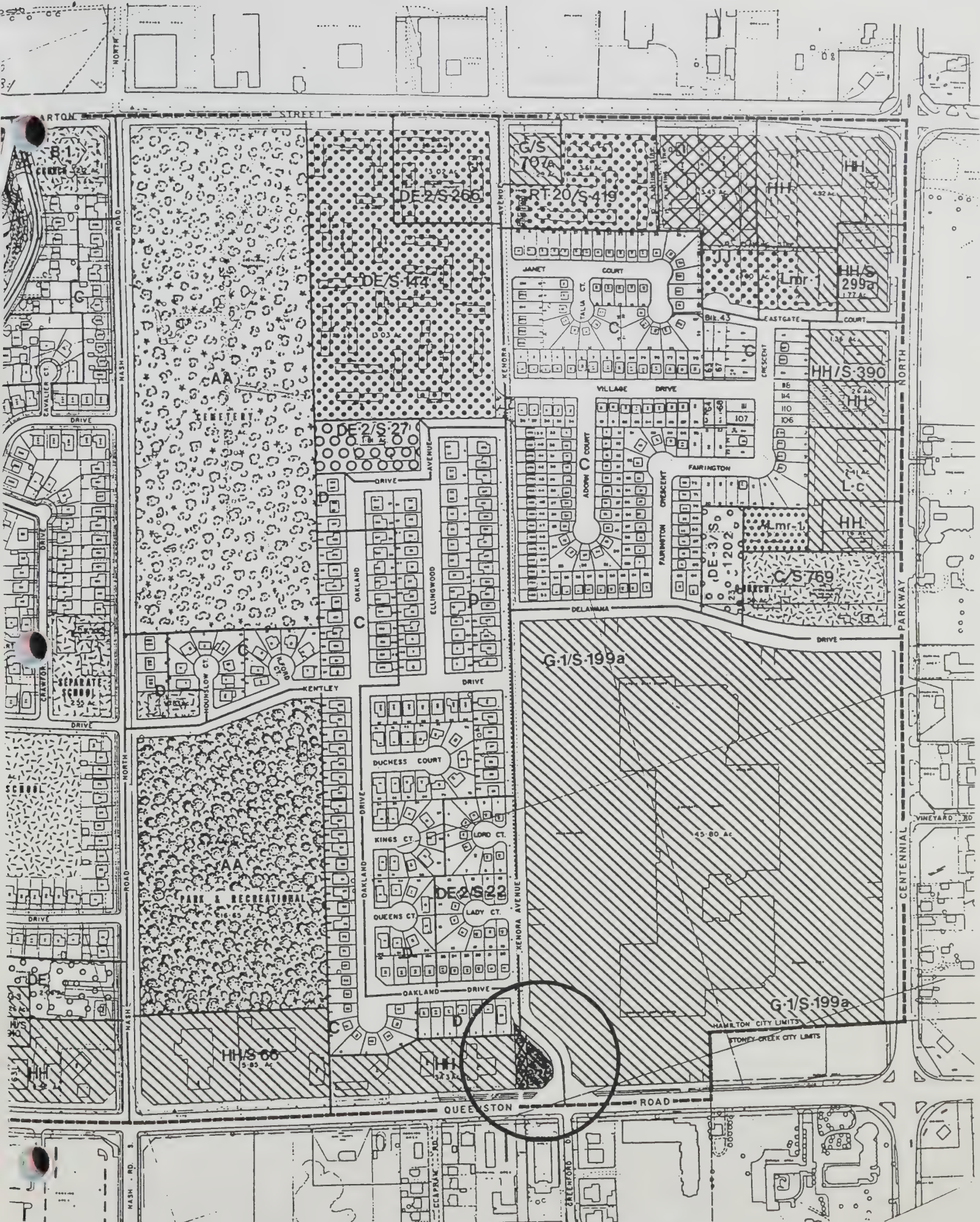
One concern is whether there would be sufficient parking on site if the abutting owner exercised the option to purchase the westerly half of the road allowance. Our review of the parking provisions in Section 18A of the City's Zoning By-law, indicates that no parking on-site is required for the first 450 sq. m (4,844 sq. ft.) of a commercial building to be used for retail, service shop, shopping centre and any other commercial use not mentioned (but does not apply to doctors offices, general offices, banks, taverns, restaurants, theatres, etc.). Above this size, one parking space is required per 31 sq. m (334 sq. ft.). For restaurants, one parking space is required for every 6 persons which may be lawfully accommodated. Thus, a 70 person restaurant would require 12 parking spots. It is staff's opinion that even with a reduced site area, assuming Cara Operations Ltd. purchases the west half of the road allowance, there is still sufficient area on the remaining 1,217.7 sq. m. (13,107 sq. ft.) parcel, to satisfy the City's on-site parking requirements.

In compliance with Real Property Sales Procedural By-law No. 95-049, I am reporting to your Committee:

- a) On 1995 November 14, City Council approved Item 6 of the 27th Report of the Finance and Administration Committee declaring the subject lands surplus to the requirements of the City; and,
- b) that in accordance with the approved methods of Notice to the Public in Real Property Sales Procedural By-law #95-049, the Director of Property has placed a "For Sale" sign on the subject property which included the City's name and telephone number on 1995 December 12 after Council declared the property surplus, to inform the public that the City intends to sell the said subject land; and,
- c) the \$240,000. offered price for the subject property is within the range of market value which was determined through an appraisal of the subject's fair market value, completed on 1995 October 16th.

KDA/hew

cc. P. Noé Johnson, City Solicitor  
Allan C. Ross, Treasurer  
C. Bandurka, Property Clerk, Surveys  
R. Karl, Manager of Traffic Planning





Office of the City Clerk

71 Main Street West, Hamilton, Ontario, L8N 3T4  
Tel. (905) 546-2700 / Fax (905) 546-2095

1996 January 31

Mr. Fred Loft  
General Vice-President  
Local 5  
Canadian Union of Public Employees  
1130 Barton Street East  
Suite 200  
Hamilton, Ontario  
L8H 7P9

8.

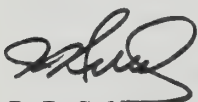
Dear Mr. Loft:

Re: City Parking Lots - Barton Street East near Sherman Avenue

This will acknowledge receipt of your letter dated 1996 January 16th respecting your concerns that the City of Hamilton Parking Authority have barricaded city parking lots off Barton Street East near Sherman Avenue.

Please be advised that your letter was presented to City Council at its meeting held Tuesday, 1996 January 30th, and referred to the Finance and Administration Committee.

Yours very truly,

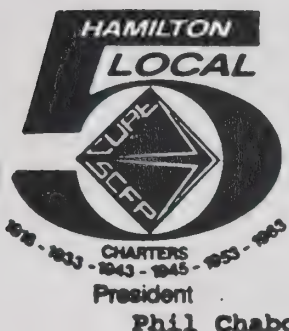


J. J. Schätz  
City Clerk

N JJS/SKR

cc P. Baker, General Manager, Hamilton Parking Authority  
Susan K. Reeder, Secretary, Finance and Administration Committee





Canadian Union of Public Employees - Syndicat Canadien de la Fonction Publique

LOCAL FIVE

1130 Barton Street East, Suite 200, Hamilton, Ontario L8H 7P9

Telephone: (905) 544-3391  
Fax: (905) 544-6217

President  
Phil Chabot

Secretary  
Ed Thomas

January 16, 1996

City Council,  
City of Hamilton,  
71 Main Street West,  
Hamilton, Ontario.

Attention: Mr. J. Schatz, City Clerk

Dear Aldermen:

While out doing my regular duties on behalf of my Employer, I happened to see the City of Hamilton Parking Authority barricading city parking lots off Barton Street East near Sherman Avenue with cement blockers.

When I questioned an employee of the Parking Authority as to why this was being done, when we are supposed to be trying to revitalize the Barton Street area, I was told that these lots were not making any money so they were being terminated as parking lots.

My question to you now is why are you barricading the lots up when people and active businesses still need places to park in this area.

This makes about as much sense as Mike Harris' Common Nonsense Revolution. These barricaded lots will become eye sores filled with litter, debris, garbage and possibly old furniture and/or appliances as is the case with the alleyways throughout the city.

The worst thing you could do is to leave them empty just like the stores that sit empty all along Barton Street, and if I am right, I assume that because the city owned lots downtown such as Wilson and John are not constantly full, you will barricade them as well rather than offer free parking to the public to try and bring people back downtown and make our core prosperous again.

The revitalization of our downtown core and the many areas below the "hill" should be your top priority. How many more business closures do we need before this Council actually reacts to the fact that the downtown area is speedily becoming a SLUM area filled with empty buildings, stores, street kids, dope dealers, prostitutes and homeless people, etc.?

There is a need for your individual attention and a placing aside of your individual animosity towards each other's council suggestions to get your act together, show some leadership and restore the core.

Your immediate attention to this matter is requested.

Yours truly,

*F. Loft*  
Fred Loft,  
General Vice-President.



2.

**CONSENT AGENDA**

**FINANCE AND ADMINISTRATION COMMITTEE**

**Tuesday, 1996 February 20**

**1:30 o'clock p.m.**

**Room 233, City Hall**

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

- (i) Minutes of the regular meeting held Tuesday, 1996 February 6th
- (ii) Minutes of the special meeting held Tuesday, 1996 February 12th

**B. FIRE CHIEF**

Rope Rescue Training Exercises - change to site

**C. DIRECTOR OF PROPERTY**

Realty Sales Procedural By-law 95-049 - Declaration of Surplus Property - 1453 Main Street East; and 1' Reserve, Fieldway Drive

**D. COMMISSIONER OF HUMAN RESOURCES**

- (i) International Union of Operating Engineers, Local 793
- (ii) International Union of Bricklayers and Allied Craftsmen, Local #31B - Hamilton
- (iii) International Union of Bricklayers and Allied Craftsmen (Bricklayers, Masons and Plasterers), Local #1 - Hamilton

**E. TREASURER**

Remuneration and Expenses Paid to Members of Council and Members of Other Bodies for the year 1995

**F. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE**

Information Items



Tuesday, 1996 February 6  
1:30 o'clock p.m.  
Room 233, City Hall

**The Finance and Administration Committee met.**

**Present:** Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Mayor R. M. Morrow  
Alderman M. Kiss  
Alderman V. J. Agro  
Alderman D. Wilson  
Alderman T. Anderson  
Alderman C. Collins

A. (i)

**Regrets:** Alderman D. Drury - vacation

**Also Present:** Alderman G. Copps  
Alderman H. Merling  
Alderman F. Eisenberger  
Alderman T. Jackson  
Regional Chairman T. Cooke  
J. G. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
P. Noé Johnson, City Solicitor  
D. Vyce, Director of Property  
J. Schatz, City Clerk  
J. Johnston, Commissioner of Human Resources  
L. King, Building Commissioner  
V. Abraham, Director of Planning  
R. Menagh, Human Resources  
Fire Chief Smith  
R. Fair, Director of Culture and Recreation  
D. Lobo, Commissioner of Public Works and Traffic  
P. Baker, Hamilton Parking Authority  
J. Hindson, Director of Information Systems  
G. Corsini, Hamilton Parking Authority  
C. Guthro, Public Works and Traffic  
B. Desnoyers, Property  
D. Lee, City Clerk's Office  
Susan K. Reeder, Secretary

**A G E N D A**

**1. IN CAMERA AGENDA**

The Committee moved to an In-Camera Session to discuss matters of a Private and Confidential nature.

The Committee then moved back into Regular Sessions, and approved the following:

**Hamilton Harbour Commissioners Act 1912 - The National Marine Policy**

- (a) That the City of Hamilton petition the Federal Government to amend the Hamilton Harbour Commissioners Act 1912, as follows:
  - (i) Returning legal title to West Harbour Piers 1, 2, 5, 6, and 7 and the water lot adjacent to Pier 4, and those recreational lands in the vicinity of Burlington Canal to the City of Hamilton.

- (ii) Allowing the Harbour Commissioners the mandate as a CPA to manage Hamilton Harbour, recognizing Provincial interests in land use regulation.
- (iii) Acknowledging Pier 8 as a transition area, between shipping and navigation (industrial) and recreational uses.
- (iv) Increasing City representation on the Hamilton Harbour Commission.
- (b) That the City of Hamilton and the Federal Government enter an agreement for the beautification of the entrance to the City of Hamilton from the Burlington Skyway Bridge at Eastport/Windemere Basin, to be administered by the Hamilton Harbour Commissioners, the funding of which is to be provided from within the allocation for "Capital Improvements and Major Maintenance" in the 5 Year Capital Budget of the Harbour Commission. (\$3,848,000. in 1996 and \$13,658,000. over the 5 Year Projection); and,
- (c) That prior to advancing the City's position to the Federal Government, discussions should take place with the Harbour Commissioners and the local MP's to clarify and present if possible, a unified approach.

#### **Task Force - Reviewing Corporate Reorganization**

That a Task Force be struck consisting of Mayor Robert M. Morrow, Alderman B. Morelli, the Chairmen of the four Standing Committees and J. Pavelka, Chief Administrative Officer for the purpose of reviewing Corporate reorganization and reporting back with recommendations to the Finance and Administration Committee.

#### **Constituent Assembly**

That on the condition that the Constituent Assembly first provides the service and representation assumptions being given to their newly hired consultants (KPMG), which will form the basis for the cost analysis, that the Chief Administrative Officer and the City Treasurer provide the requested financial information and authorize the City Treasurer to be interviewed.

## **2. CONSENT AGENDA**

The Committee was in receipt of its Consent Agenda and approved the following:

### **A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

The Committee was in receipt of the minutes of its regular meeting held Tuesday, 1996 January 23rd, and approved these minutes as circulated.

### **B. DIRECTOR OF PROPERTY - Request of Jeffery Badeau - Owner of 1373 Barton Street East, Hamilton for a Quit Claim Deed from City**

The Committee was in receipt of a report from the Director of Property dated 1996 January 19, respecting the above noted matter.

The Committee approved the following:

- (a) That the City of Hamilton confirm it claims no interest in a parcel of land known as 1373 Barton Street East, Hamilton (pursuant to development promises made by the 1957 owners to the City) by quit claiming this land to the current owner; and,

- (b) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.

**C. COMMISSIONER OF HUMAN RESOURCES**

**(i) Appointments To and Terminations From Permanent Positions**

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 January 29, respecting the above noted and approved the following:

That the listing of Appointments to Permanent Positions with the Corporation of the City of Hamilton to 1996 January 26, attached herewith and marked Appendix A", be approved.

**(ii) Salary Classification - Culture and Recreation Department**

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 January 29, respecting the above noted.

The Committee approved the following:

That the Food Services Co-Ordinator be classified as Salary Level "L" within the Non-Union Salary Schedule.

**D. COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

**(i) Replacement of two (2) 35,000 lb. GVW Truck Chassis with Dump Bodies Units 9209 and 9238, Fleet Services**

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated 1996 January 22, respecting the above noted and approved the following:

That a purchase order be issued to Carrier Truck Centre, Brantford, in the amount of \$133,778.96 including trade-in and all applicable taxes, for the replacement of two (2) Dump Trucks Units No.9209 and 9238 for Fleet Services, being the lowest of five tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101.

**(ii) Replacement of one (1) 39,000 lb. GVW Truck Chassis and two (2) 66,000 lb. GVW Truck Chassis with side tip sander and front plow and wing Units 9548, 9662 and 9663, Fleet Services**

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated 1996 January 22, respecting the above noted and approved the following:

That a purchase order be issued to Hamilton Truck Service, Hamilton, in the amount of \$424,570.80 including all applicable taxes, for the replacement of three (3) Sanders with front plow and wing, Units No. 9548, 9662 and 9663 for Fleet Services, being the lowest of seven tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101.

E. TREASURER - Authorization to enter into extension agreements on specific properties for the payment of realty tax arrears

The Committee was in receipt of a report from the Treasurer dated 1996 January 26, respecting the above noted matter.

The Committee approved the following:

- (a) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on 1994 June 28:

180 Emerald St. N.	10 Delaware Ave.
230 James St. N.	51 Mulberry St.
20 Beland Ave. S.	27 William St.

- (b) That the by-law to authorize the said Extension Agreements be enacted by Council; and,
- (c) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.

3. CORRESPONDENCE - The Advisory Committee on Competition in Ontario's Electrical System

The Committee was in receipt of correspondence from the Ministry of Environment and Energy, Advisory Committee on Competition in Ontario's Electricity System, dated 1995 December 12, respecting the above noted matter.

The Committee agreed that this correspondence should be forwarded to the Chief Administrative Officer for staff to review and take the appropriate action.

4. DIRECTOR OF PROPERTY AND DIRECTOR OF CULTURE AND RECREATION - Rosedale Arena - Ice Temperature Control System

The Committee was in receipt of a report from the Director of Property dated 1996 January 29, respecting the above noted matter.

The Committee approved the following:

- (a) That authorization be given to the Property Department to permit Bassai Engineering Limited of Burlington, Ontario and the Faculty of Engineering Science at McMaster University to utilize Rosedale Arena as a subject test project enabling engineering students from McMaster University to complete the theoretical and practical work for their fourth year thesis, consisting of installing infrared sensors to automatically control and monitor the ice plant compressor operation thereby possibly providing economical and environmental benefits; and,
- (b) That the above approval be subject to Bassai Engineering Limited providing liability insurance in a form satisfactory to the City Solicitor.

5. **DIRECTOR OF PROPERTY - Award of Contract to Honeywell Ltd. - Building Controls and Automation Maintenance**

The Committee was in receipt of a report from the Director of Property dated 1996 January 29, respecting the above noted matter.

The Committee approved the following:

- (a) That authorization be given to establish a purchase order with Honeywell Limited of Hamilton for 1996 and 1997 in the amount of \$352,248.28 per year inclusive of GST (\$23,044.28) for maintenance services (Parts & Labour) of the building automation and control systems within various City buildings, this being the only quotation received in accordance with the specifications issued by the Purchasing Division, Ref: C14-4-95; and,
- (b) That the Mayor and City Clerk be authorized to execute a formal Agreement, prepared by the City Solicitor, between the City and Honeywell Limited; and,
- (c) That the Agreement specify an option for the City to extend the term of the Agreement for two additional periods of three years each, to be brought back to City Council for approval at the appropriate time.

6. **CITY CLERK - Request - Hamilton Music Scene '96 Festival - Extension of Hours**

The Committee was in receipt of a report from the City Clerk dated 1996 February 2, respecting the above noted matter and approved the following:

- (a) That the Council of the Corporation of the City of Hamilton deems the Hamilton Music Scene '96 Festival to be held in Hamilton in conjunction with the Juno Awards on Saturday, 1996 March 9th to be an event of municipal significance; and,
- (b) That the Liquor Licence Board of Ontario be advised, that in order for as many performers as possible to be showcased during this Festival, that City Council has no objection to the following list of licensed venues being allowed to operate for extended hours until 2:00 o'clock a.m.:
  - (i) Amigos Hot House - 115 George Street
  - (ii) Babes - 264 Dundurn Street South
  - (iii) La Luna - 228 King Street West
  - (iv) Ivory's - Hess Street
  - (v) Gown & Gavel - 24 Hess Street
  - (vi) Ragin Cajun - 13 Hess Street
  - (vii) Corktown/Chuggies - 175 Young Street
  - (viii) Arnold Centre - Fennell Campus
  - (ix) X Club - John Street
  - (x) Fever - 35 King East
  - (xi) Grapes & Things - 103 King Street East
  - (xii) Lazy Flamingo - 19 Hess Street South
  - (xiii) Connections, Sheraton Hotel - 116 King Street West
  - (ix) The John, McMaster University - Main Street East
  - (xv) Willy Woggs - Upper James Street
  - (xvi) Odeon, Old Odeon Theatre - King Street

- (c) That the Liquor Licence Board of Ontario be further advised that City Council has no objection to an extension of hours until 2:00 o'clock a.m. on Sunday, 1996 March 10th at Connections, The Sheraton Hotel for the Hamilton Music Scene '96 Post Juno Awards Reception.

7. OTHER BUSINESS

Alderman Ross spoke to the Committee. He indicated that he has a constituent who has been encountering difficulties because of a pet monkey, and that this matter would be presented at a future meeting.

Alderman Ross requested, and the Committee agreed, that staff should report back on the validity of someone else doing a co-generation project, with no funding being provided by the City.

8. ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE

Susan K. Reeder  
Secretary  
1996 February 6

1996 February 13

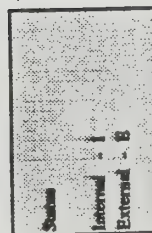
Appendix "A" referred  
to in Section 5 of the  
SECOND Report of  
the Finance and  
Administration  
Committee for 1996.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	STATUS	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Ms. Angie Baldamero	I	Print Mail Clerk III (7C)	City Clerk's	Returning to former position Jan. 01/96	\$25,434.24 to \$27,567.28	Jan. 01/96
Ms. Crystabelle Fobler	I	Cemetery Administrative Co-ordinator (O)	Public Works/Traffic	Replacing Ms. K. Morden - lateral move Dec. 11/95	\$34,001.76 to \$39,962.52	Jan. 01/96
Mr. Glen Peace	I	Platoon Chief (C12)	Fire	Replacing Mr. J. Cardwell - promoted Dec. 31/95	\$72,764.50	Dec. 31/95

Prepared January 26, 1996





Monday, 1996 February 12  
4:00 o'clock p.m.  
Room 233, City Hall

**A Special Meeting of the Finance and Administration Committee was held.**

**Present:** Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Mayor R. M. Morrow  
Alderman M. Kiss  
Alderman V. J. Agro  
Alderman D. Wilson  
Alderman D. Drury

A. (ii)

**Regrets:** Alderman T. Anderson - prior commitment  
Alderman C. Collins - prior commitment

**Also Present:** Alderman F. D'Amico  
Alderman G. Copps  
Alderman F. Eisenberger  
Alderman W. McCulloch  
Alderman M. Caplan  
Alderman H. Merling  
Alderman T. Jackson  
J. G. Pavelka, Chief Administrative Officer  
Michael Fenn, Regional Chief Administrative Officer  
A. Ross, Treasurer  
P. Noé Johnson, City Solicitor  
D. Vyce, Director of Property  
J. Schatz, City Clerk  
J. Johnston, Commissioner of Human Resources  
L. King, Building Commissioner  
V. Abraham, Director of Planning  
D. Lobo, Commissioner of Public Works and Traffic  
R. Fair, Director of Culture and Recreation  
Fire Chief Smith  
C. Firth-Eagland, Public Works and Traffic  
P. Baker, Hamilton Parking Authority  
T. Whitehead, Mayor's Office  
Inspector K. J. Howard, Hamilton-Wentworth Regional Police  
Inspector T. Marlour, Hamilton-Wentworth Regional Police  
Susan K. Reeder, Secretary

**A G E N D A**

**1. IN CAMERA AGENDA**

The Committee moved to an In-Camera Session to discuss matters of a Private and Confidential nature.

The Committee then moved back into Regular Sessions, and approved the following:

**DAYS OF PROTEST - FRIDAY, 1996 FEBRUARY 23RD AND SATURDAY, 1996 FEBRUARY 24TH**

- (a) That on Friday, 1996 February 23 due to the planned demonstration parade and the substantial crowds anticipated (50,000), the downtown core be a specially designated area within which the City of Hamilton will provide at least essential services; and,

- (b) That beyond the specially designated area of the downtown core the City of Hamilton's objective is to maintain its normal services to the community, and recognizing that City employees will be given the option to be off work, up to those employees needed to provide essential services; and,

**\* Note: Alderman Ross opposed.**

- (c) That these levels of service be advertised extensively to the public prior to Friday, 1996 February 23 by the City Clerk; and,
- (d) That requests for time off on Friday, 1996 February 23, be considered by the respective Department Head up to and including Friday, 1996 February 16; and,
- (e) That any absences after Friday, 1996 February 16 will be considered to be "Absence Without Permission - Non-Paid". No absences after Friday, 1996 February 16 will be approved using vacation, floating holidays, lieu time and/or Union Business or similar type of absence; and,
- (f) That any employee who calls in "sick" on Friday, 1996 February 23 will be required to provide a Doctor's Note from his/her physician to verify the illness in order to be paid for that date. Failure to provide that note will result in the employee being deemed "Absent Without Permission - Non-Paid" and subject to the appropriate level of discipline; and,
- (g) That any employee who requests an absence for a scheduled Doctor's Appointment will be required to submit proof of that appointment. Failure to provide that note will result in the employee being deemed "Absence Without Permission - Non-Paid", and subject to the appropriate level of discipline; and,
- (h) That any employee who is scheduled to work on Friday, 1996 February 23, and does not do so, will result in the employee being deemed "Absent Without Permission - Non-Paid" and subject to the appropriate level of discipline.

#### **CORRESPONDENCE - HAMILTON WENTWORTH REGIONAL POLICE**

That the Hamilton-Wentworth Regional Police be granted permission to use the City Hall facilities on Friday, 1996 February 23rd and Saturday, 1996 February 24th for police purposes in conjunction with the Days of Protest.

#### **ADJOURNMENT**

**There being no further business, the meeting then adjourned.**

**Taken as read and approved,**

**ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1996 February 12**

B.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 February 8


**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** G.H. Smith  
Fire Chief

**SUBJECT:** Rope Rescue Training Exercises

**RECOMMENDATION:**

That Section 23 of the 29th Report of 1995 of the Finance and Administration Committee approved by City Council at its meeting held Tuesday, December 12, 1995 be amended to delete the words "30 Sanford Avenue South" and replace in lieu thereof "555 Queenston Road, or such other building owned by the Hamilton Housing Authority as may be mutually agreed upon by the Housing Authority and the Fire Chief".



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**FINANCIAL/STAFFING/LEGAL/IMPLICATIONS:**

There are no staffing implications.

The City will be accepting a potential financial liability for any repair to the building as a result of physical damage caused by or during a training exercise, as well as a potential liability for injuries to third parties caused by or during a training exercise.

The Agreement will not alter the City's responsibility towards its Firefighters in the areas of work place safety or Workers' Compensation.

contd...

**BACKGROUND:**

On December 12, 1995 Council adopted Item 23 of the 29th Report of the Finance and Administration Committee which read as follows:

"The Hamilton Fire Department's rope rescue training has advanced to the high angle rescue level. This now requires the use of high buildings for training purposes. The Hamilton-Wentworth Housing Authority has agreed to permit the Hamilton Fire Department the use of one of their buildings, 30 Sanford Avenue South for this training."

The Housing Authority has advised that 30 Sanford Avenue South is undergoing major building renovations/repairs i.e. roof, balcony railings have been removed and several workmen are on the scene.

Subsequently, we are requesting an amendment to the resolution to reflect the use of 555 Queenston Road, or such other building owned by the Hamilton Housing Authority as may be mutually agreed upon by the Housing Authority and the Fire Chief.

Their concerns that they not be held responsible for any injuries to the Firefighters and that if there is any damage to the building, that the Hamilton Fire Department will be responsible for the repairs have been addressed.

The Hamilton Fire Department would use the building on mutually agreed upon dates.

GHS/JMC/so

cc P. Noé Johnson, City Solicitor

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

C.

FEB 12 1996

**DATE:** 1996 February 12

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. W. Vyce  
Director of Property

**SUBJECT:** Realty Sales Procedural By-law 95-049  
Declaration of Surplus Property

**RECOMMENDATION:**

- a) That the following properties be declared surplus to the requirements of the City in accordance with the Realty Sales Procedural By-law 95-049:
- i) 1453 Main Street East;
  - ii) 1 foot Reserve, Fieldway Drive;
- b) That the Property Department be authorized to proceed to sell these properties in accordance with the Realty Sales Procedural By-law.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

By-law 95-049 requires all City owned lands not exempt by Ontario Regulation 815/94 be declared surplus prior to sale.

**BACKGROUND:**

Effective 1995 January 1, the Municipal Act was amended by the Planning and Municipal Statute Law Amendment Act requiring municipalities to enact a by-law to establish procedures for the sale of real property owned by a municipality.

On 1995 February 14, City Council adopted Item 8 of the 5th Report of the Finance and Administration Committee and enacted the Realty Sales Procedural By-law 95-049. Section 5(a) of this by-law declares that "Real property of the City shall not be sold unless it is surplus to the requirements of the City."

- i) 1453 Main Street East consists of a 3,000 square foot parking lot located at the north/west corner of Garside Avenue and Main Street East and is zoned "H" "Community Shopping and Commercial, Etc.".

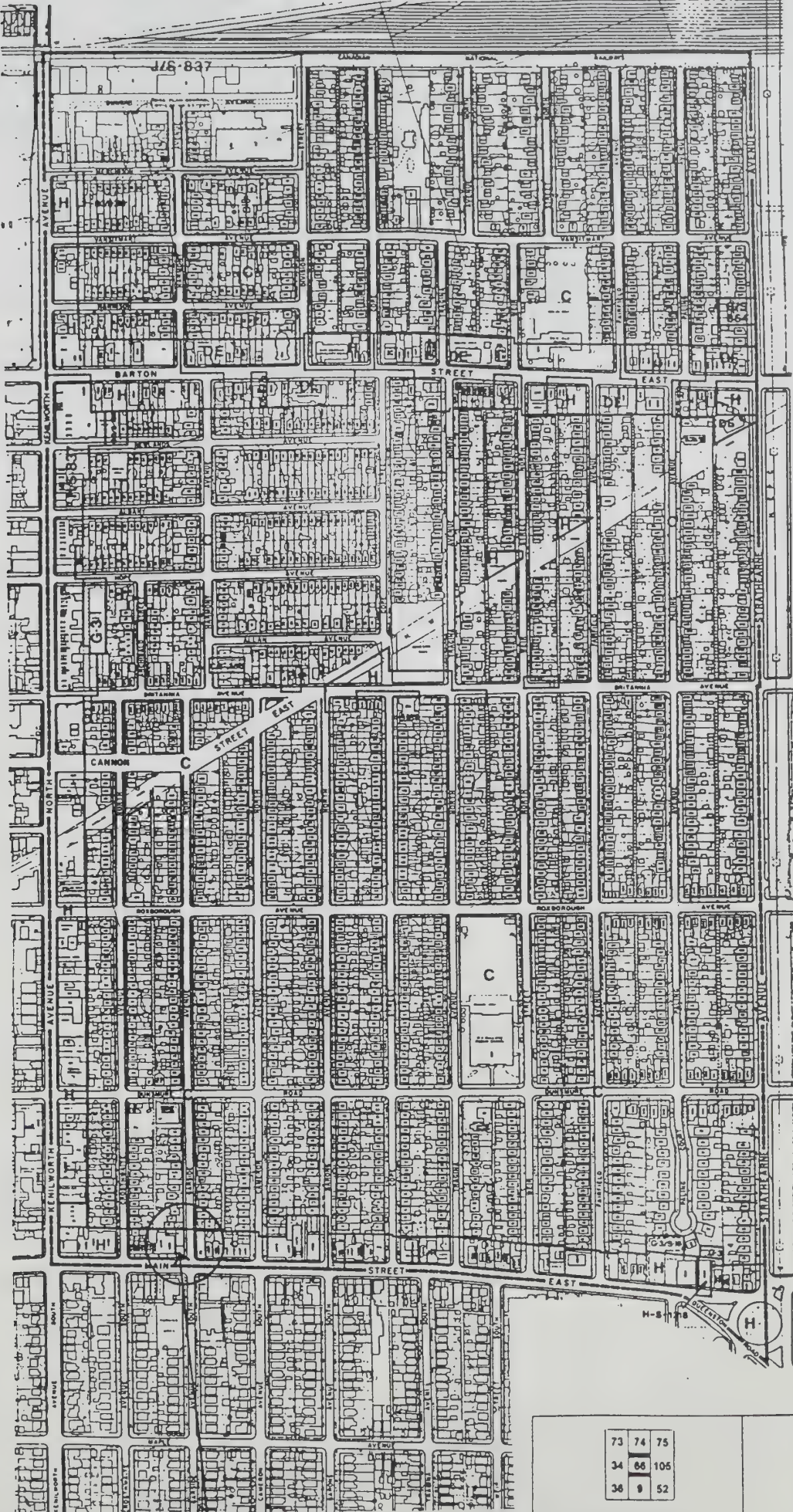
The parking lot is being recommended as surplus, and the site has been circulated to all City departments and associated boards and commissions and there has been no declared municipal interest, with the following exception:

The Roads Department indicated that a daylight triangle measuring 5.0 m x 5.0 m be retained and transferred to the Region for road widening purposes.

- ii) The 1 foot reserve abuts 150 Fieldway Drive, and all outstanding servicing costs associated with this reserve have been recovered by both the City and the Region. The reserve has been circulated to all City departments and associated boards and commissions and there has been no declared interest in the property.

REL/klk

c.c. Joe Pavelka, Chief Administrative Officer  
P. Noé Johnson, City Solicitor  
J. J. Schatz, City Clerk  
P. G. Baker, General Manager, Hamilton Parking Authority



(i) 1453 Main  
Street East

subject property

73	74	75
34	66	105
36	9	52

This is not a Legal Document  
For Zoning Verification Please  
Contact City Building Department

Neighbourhood Boundary  
Zoning Boundary

Prepared for The City of Hamilton  
by the Planning and Development Department  
of The Regional Municipality of Hamilton

CITY OF HAMILTON  
HOMESIDE  
ZONING

SCALE 0 50m 100m

6509

66

ROAD EAST

FIELDWAY

WESTWORTH

106  
110  
114  
118  
122  
126  
130

FIELDWAY DRIVE

HH/S-1096  
880

HH/S-922

HH/S-936a

HH/S-936b

HH/H/S-922c

D/S-700

D/S-709

G-1

R-4

C

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Y

Z

THRESHER DRIVE

SPARROW COURT

CURLEW AVENUE

HERON PLACE

TITMOUSE COURT

SKYLARK DRIVE

HUMMINGBIRD

MEADOWLARK

CANAST CT

TANAGER CT

LAUREL AVE

FINCH PLACE

DOVE COURT

KINGFISHER DRIVE

WENTWORTH STREET

SITE PLAN CONTROL BY-LAW 85-273

SITE PLAN CONTROL BY-LAW 92-306

This is not a Legal Document  
For Zoning Verification Please  
Contact City Building Department.

## ZONING



PLANNING  
UNIT NO.  
7202

PAGE NO  
16

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D. (i)

**DATE:** 1996 February 9

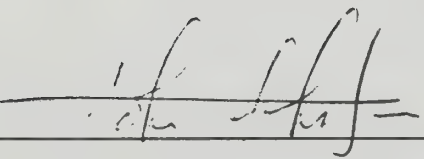
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** International Union of Operating Engineers, Local 793 (C-007-096)

**RECOMMENDATION:**

- (1) That the amendment to the International Union of Operating Engineers, Local 793, Collective Agreement be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton, and,
- (2) That the Fair Wage Schedule be amended to reflect this change.

  
\_\_\_\_\_

/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

(Term of the Collective Agreement - 1995-1998)

Shovels, backhoes, draglines, gradalls, clams (on site), Grader "A", fine grade bulldozer, Pitman type cranes.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$24.23	\$1.36	\$3.27
May 1/96	\$24.23	\$1.41	\$3.62
Nov. 1/96	\$24.23	\$1.41	\$3.72
May 1/97	\$24.23	\$1.46	\$4.27
Nov. 1/97	\$24.23	\$1.46	\$4.52

Clams (yard operation), mechanics, welders.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$23.43	\$1.36	\$3.27
May 1/96	\$23.43	\$1.41	\$3.62
Nov. 1/96	\$23.43	\$1.41	\$3.72
May 1/97	\$23.43	\$1.46	\$4.27
Nov. 1/97	\$23.43	\$1.46	\$4.52

Hydra-lift truck mounted hydraulic cranes.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$23.23	\$1.36	\$3.27
May 1/96	\$23.23	\$1.41	\$3.62
Nov. 1/96	\$23.23	\$1.41	\$3.72
May 1/97	\$23.23	\$1.46	\$4.27
Nov. 1/97	\$23.23	\$1.46	\$4.52

Curb Machine, self-propelled power drills, hydraulic, etc., bulldozer operators, front end loader operators, scrapers (self-propelled), dozer 815 type, off highway vehicles and concrete paver.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$23.09	\$1.36	\$3.27
May 1/96	\$23.09	\$1.41	\$3.62
Nov. 1/96	\$23.09	\$1.41	\$3.72
May 1/97	\$23.09	\$1.46	\$4.27
Nov. 1/97	\$23.09	\$1.46	\$4.52

Mixer man on asphalt plant.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$23.03	\$1.36	\$3.27
May 1/96	\$23.03	\$1.41	\$3.62
Nov. 1/96	\$23.03	\$1.41	\$3.72
May 1/97	\$23.03	\$1.46	\$4.27
Nov. 1/97	\$23.03	\$1.46	\$4.52

Asphalt planer operators.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$22.99	\$1.36	\$3.27
May 1/96	\$22.99	\$1.41	\$3.62
Nov. 1/96	\$22.99	\$1.41	\$3.72
May 1/97	\$22.99	\$1.46	\$4.27
Nov. 1/97	\$22.99	\$1.46	\$4.52

Engineers on boilers (with papers).

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$22.97	\$1.36	\$3.27
May 1/96	\$22.97	\$1.41	\$3.62
Nov. 1/96	\$22.97	\$1.41	\$3.72
May 1/97	\$22.97	\$1.46	\$4.27
Nov. 1/97	\$22.97	\$1.46	\$4.52

Farm and industrial type tractor operators with excavating attachments, grader operator 'B', asphalt rollerman, asphalt spreader operators (self-propelled), snippers, hydro axe and tree farmer, feller buncher, hydro shear, trenching machines, caisson boring machines under 25 H.P., lubrication unit operator, skid steer loaders, Kabota skid steer loaders, Kabota bobcat type excavators and those less than 65 H.P. and similar types, skidder type equipment with hydraulic and cable attachments.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$22.83	\$1.36	\$3.27
May 1/96	\$22.83	\$1.41	\$3.62
Nov. 1/96	\$22.83	\$1.41	\$3.72
May 1/97	\$22.83	\$1.46	\$4.27
Nov. 1/97	\$22.83	\$1.46	\$4.52

Boiler fireman (without papers), burnerman on asphalt plant.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$22.42	\$1.36	\$3.27
May 1/96	\$22.42	\$1.41	\$3.62
Nov. 1/96	\$22.42	\$1.41	\$3.72
May 1/97	\$22.42	\$1.46	\$4.27
Nov. 1/97	\$22.42	\$1.46	\$4.52

Roller Operator (asphalt) 'B', mobile sweeper.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$22.12	\$1.36	\$3.27
May 1/96	\$22.12	\$1.41	\$3.62
Nov. 1/96	\$22.12	\$1.41	\$3.72
May 1/97	\$22.12	\$1.46	\$4.27
Nov. 1/97	\$22.12	\$1.46	\$4.52

Farm and industrial type tractor, (towed and self-propelled compaction units), grade rollerman, including self-propelled rubber tired rollers.

DATE	WAGES	BENEFIT PLAN	PENSION PLAN
June 29/95	\$21.87	\$1.36	\$3.27
May 1/96	\$21.87	\$1.41	\$3.62
Nov. 1/96	\$21.87	\$1.41	\$3.72
May 1/97	\$21.87	\$1.46	\$4.27
Nov. 1/97	\$21.87	\$1.46	\$4.52



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D. (ii)

**DATE:** 1996 February 9

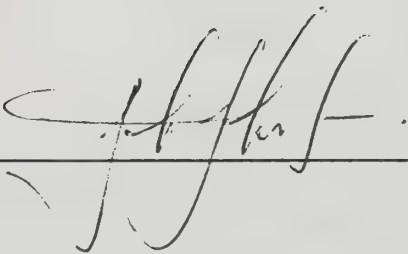
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** International Union of Bricklayers and Allied Craftsmen,  
Local #31B - Hamilton (C-008-096)

**RECOMMENDATION:**

- (1) That the amendment to the International Union of Bricklayers and Allied Craftsmen, Local #31B - Hamilton, Collective Agreement be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton, and,
- (2) That the Fair Wage Schedule be amended to reflect this change.

  
\_\_\_\_\_  
/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

(Term of the Collective Agreement - 1995-1998)

Marble mason.

DATE	WAGES	INT PENS. CAN.	WEL- FARE	DENT.
May 1/95	\$26.12	\$1.00	0.59	0.56
Nov. 1/95	\$26.21	\$1.00	0.59	0.56
May 1/97	\$26.57	\$1.00	0.59	0.56
Nov. 1/97	\$26.98	\$1.00	0.59	0.56

Terrazzo Tile Mechanic.

DATE	WAGES	INT PENS. CAN.	WEL- FARE	DENT.
May 1/95	\$26.12	\$1.00	0.59	0.56
Nov. 1/95	\$26.21	\$1.00	0.59	0.56
May 1/97	\$26.57	\$1.00	0.59	0.56
Nov. 1/97	\$26.98	\$1.00	0.59	0.56

Base Machine Operator.

DATE	WAGES	INT PENS. CAN.	WEL- FARE	DENT.
May 1/95	\$24.71	\$1.00	0.59	0.56
Nov. 1/95	\$24.80	\$1.00	0.59	0.56
May 1/97	\$25.16	\$1.00	0.59	0.56
Nov. 1/97	\$25.57	\$1.00	0.59	0.56

Floor Machine Operator.

DATE	WAGES	INT PENS. CAN.	WEL- FARE	DENT.
May 1/95	\$24.32	\$1.00	0.59	0.56
Nov. 1/95	\$24.41	\$1.00	0.59	0.56
May 1/97	\$24.77	\$1.00	0.59	0.56
Nov. 1/97	\$25.18	\$1.00	0.59	0.56

Helper.

DATE	WAGES	INT PENS. CAN.	WEL- FARE	DENT.
May 1/95	\$24.08	\$1.00	0.59	0.56
Nov. 1/95	\$24.17	\$1.00	0.59	0.56
May 1/97	\$24.54	\$1.00	0.59	0.56
Nov. 1/97	\$25.94	\$1.00	0.59	0.56



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D.  
(iii)

**DATE:** 1996 February 9

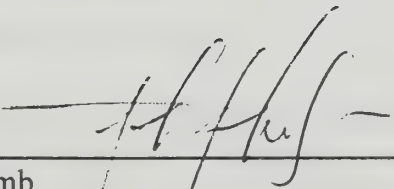
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** International Union of Bricklayers and Allied Craftsmen  
(Bricklayers, Masons and Plasterers), Local #1 - Hamilton  
(C-009-096)

**RECOMMENDATION:**

- (1) That the amendment to the International Union of Bricklayers and Allied Craftsmen (Bricklayers, Masons and Plasterers), Local #1 - Hamilton, Collective Agreement be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton, and,
- (2) That the Fair Wage Schedule be amended to reflect this change.

  
\_\_\_\_\_  
/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

(Term of the Collective Agreement - 1995-1998)

DATE	WAGES	INT. PENS. CAN.	WELFARE
July 28/95	\$27.75	\$1.00	\$1.53
May 1/96	\$27.80	\$1.00	\$1.53
Nov. 1/96	\$27.84	\$1.00	\$1.53
May 1/97	\$28.16	\$1.00	\$1.53
Nov. 1/97	\$28.48	\$1.00	\$1.53

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

E.

**DATE:** 1996 February 15

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Remuneration and Expenses Paid to Members of  
Council and Members of Other Bodies for the year 1995

**RECOMMENDATION:**

That the attached statement of the Treasurer summarizing remuneration and expenses paid to Members of Council and Members of Other Bodies for the year 1995 be received by City Council.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

The Treasurer is required under the Municipal Act, Section 247 to report to Council on the Statement of Remuneration and Expenses to members of Council and members of other bodies by the end of February, for the preceding year.

*Allan C. Ross*

MBCS:jc  
Attachments

City of Hamilton  
Treasury

STATEMENT OF THE TREASURER  
for the period ending December 31, 1995

(Prepared Pursuant to sections 242, 243 and 247 of the Municipal Act,  
R.S.O. 1990, Chapter M.45)

1. REMUNERATION

(a) Members of Council	Salary*
Agostino, D.	\$6,620.71
Agro, V. J.	20,492.68
Anderson, T.	20,492.68
Caplan, M.	20,492.68
Collins, C.	5,438.46
Charters, R.	20,492.68
Copps, G.	20,429.68
D'Amico, F.	20,492.68
Drury, D.	20,492.68
Eisenberger, F.	20,492.68
Jackson, T.	20,492.68
Kiss, M.	20,492.68
McCulloch, W.	20,492.68
Merling, H.	20,492.68
Morelli, B.	20,492.68
Morrow, R.	65,576.16
Ross, D.	20,492.68
Wilson, D.	<u>20,492.68</u>
	<u>\$385,025.53</u>

\*One-third of these amounts deemed to be "Expenses" in accordance with section 255 of the  
Municipal Act.

b) Committee of Adjustment

Member	Honorarium
Dudzic, M.	\$2,100.00
Serwatuk, D.	2,100.00
Begg, E.	2,100.00
Law, B.	2,100.00
Cutler, R.	<u>2,100.00</u>
	<u>\$10,500.00</u>

City of Hamilton  
Treasury

STATEMENT OF THE TREASURER  
for the period ending December 31, 1995

(Prepared Pursuant to sections 242, 243 and 247 of the Municipal Act,  
R.S.O. 1990, Chapter M.45)

(c) License Examining Board

Member	Honorarium
Allison, H.	\$ 900.00
Clothier, R.	900.00
Cooper, H.	1,100.00
Gibson, D.	700.00
Green, R.	700.00
Groves, L.	700.00
Hardie, D.	1,300.00
Holms, M.	1,000.00
Kaut, H.	1,100.00
Korz, G.	1,400.00
Langdon, D.	800.00
MacIntyre, D.	1,300.00
Penko, G.	1,100.00
Reilly, M.	400.00
Taffs, R.	800.00
VanDerbeek, P.	1,800.00
Woodrow, B.	<u>600.00</u>
	<u>\$16,600.00</u>

2. EXPENSES

(Residence telephone allowance, travelling and local grant to Mayor)

(a) Members of Council	Amount
Agostino, D.	\$121.10**
Agro, V. J.	161.46**
Anderson, T.	1,137.81
Caplan, M.	2,187.76
Charters, R.	5,574.58
Collins, C.	40.37**
Copps, G.	nil
D'Amico, F.	161.46**
Drury, D.	161.46**
Eisenberger, F.	161.46**
Jackson, T.	161.46**
Kiss, M.	161.46**
McCulloch, W.	1,525.73
Merling, H.	161.46**
Morelli, B.	161.46**
Morrow, R.	20,524.99
Ross, D.	2,013.88
Wilson, D.	<u>161.46**</u>
	<u>\$34,579.36</u>

\*\*telephone allowance only

City of Hamilton  
Treasury

STATEMENT OF THE TREASURER  
for the period ending December 31, 1995

(Prepared Pursuant to sections 242, 243 and 247 of the Municipal Act,  
R.S.O. 1990, Chapter M.45)

(b) Public Library Appointees

Member	Honorarium
Down, G.	\$1,118.09
Rogers, P.	415.15
MacGillivray, M.	<u>204.25</u>
	<u>\$1,737.49</u>

(c) H.E.C.F.I. Appointees

Mayor R. Morrow	\$3,148.30
Alderman T. Anderson	278.30
Dow, M.	278.30
Tidball, W.	<u>407.90</u>
	<u>\$4,112.80</u>

(d) Parking Authority Appointees

Alderman V. Agro	<u>\$2,359.57</u>
------------------	-------------------

F.

**CITY OF HAMILTON**

**RECOMMENDATION**

**DATE:** 1996 February 16th

**REPORT TO:** Alderman B. Charters, Chairman & Members,  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary,  
Finance and Administration Committee

**SUBJECT:** Information Items

**RECOMMENDATION:**

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Minutes - Hamilton Status of Women Sub-Committee - 1995 December 4th and 1996 January 15th
- (b) Information Report - City Clerk - Grey Cup '96 - Quarterly Financial Report
- (c) Information Report - Treasurer - Change in procedures for the processing of payments received from the Financial Collection Agencies for outstanding business tax accounts - report dated 1996 February 15th
- (d) Information Report - Treasurer - Public Safety Trunking Radio System - report dated 1996 February 12th

*Susan K. Reeder.*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

The above-noted documents have been sent out to members of the Committee and the applicable staff for information purposes, and are being formally presented to the Committee in order to be officially received. Approval of this recommendation to receive these documents will ensure that the circulation procedure followed for these matters is recorded.



URBAN/MUNICIPAL  
CA# ON HW AOS  
C51F31  
1996



Urban/Municipal Librarian  
Hamilton Public Library  
2nd Floor

## NOTICE OF MEETING

URBAN MUNICIPAL

### FINANCE AND ADMINISTRATION COMMITTEE

MAR 4 1996

Tuesday, 1996 March 5  
1:30 o'clock p.m.  
Room 233, City Hall

GOVERNMENT DOCUMENTS

Susan K. Reeder, Secretary  
Finance and Administration Committee

### A G E N D A

1. IN CAMERA AGENDA
2. CONSENT AGENDA
3. TREASURER  
Information Report - Update - Constituent Assembly Information Requests
4. DIRECTOR OF PROPERTY  
Extension of Existing Agreement - Caretaking Services for (8) Recreational Facilities
5. REFERRAL FROM CITY COUNCIL
  - (a) Portable Signs - Commonwealth Square
  - (b) City of Hamilton direct costs resulting from the 1996 February 23 and 24 Days of Protest
6. OTHER BUSINESS
7. ADJOURNMENT



**CITY OF HAMILTON**  
**- INFORMATION -**

3.

**DATE:** 1996 February 23

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Update: Constituent Assembly Information Requests

**BACKGROUND:**

At its meeting of February 13, 1996, City Council approved the following resolution:

"That on the condition that the Constituent Assembly first provides the service and representation assumptions being given to their newly hired consultants (KPMG), which will form the basis for the cost analysis, that the Chief Administrative Officer and the City Treasurer provide the requested financial information and authorize the City Treasurer to be interviewed."

This report is prepared in response to previous direction from the Finance and Administration Committee to provide any information to the Committee in the same manner as to the Constituent Assembly.

**DISCUSSION:**

On February 12, 1996, the Chief Administrative Officer and City Treasurer were in receipt of the assumptions for the financial analysis for the Constituent Assembly as attached in Appendix A. An information package responding to the request from the Constituent Assembly was prepared and available for pickup by KPMG by February 15, 1996 (Transmittal letter attached as Appendix B). Following that date, a meeting was scheduled between KPMG and the City Treasurer for February 21, 1996.

In attendance at the Feb. 21, 1996 meeting were K. Davies and M. Eakins representing KPMG and A. Ross and C. Firth-Eagland representing the City. The major topics discussed at the meeting were the following:

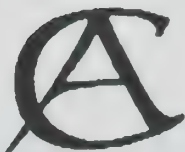
- ♦ Clarification on costs in the City's financial statements for "Assistance to aged persons" and "Assistance to children".

- ◆ Present service provision by the City to the Region and by the Region to the City. (The responses to this query included direct services provided by each entity to the other [e.g. Road maintenance, Engineering, Purchasing] as well as service provided by one level of government but funded by City residents only [transit, storm sewers]).
- ◆ Clarification of assumptions to be utilized by the consultants in the financial analysis. They advised that the assumptions had been developed by KPMG following consultation with the other area municipalities in the region (excluding Hamilton) in their previous interviews. This information is different from that presented previously at the January 12, 1996 meeting when it was indicated that the assumptions would be provided by the Constituent Assembly. In response to our question, they informed us that the terms of reference for their assignment did not include any sensitivity testing. Sensitivity testing is a technique that allows the reader to understand how the results of an analysis are determined by the underlying assumptions. Without sensitivity information, the risk of the results being in error if the assumptions prove to be wrong cannot be appreciated or anticipated.
- ◆ Alternate time frames for cost estimates. We expressed a concern regarding the use of 1994 costs for status quo evaluation versus the potential for the use of "best practices" for costing of alternate options. Garbage collection was cited as an example of a service where the present costs of operation in 1996 were dramatically different from the costs in 1994. Any cost comparisons must take these changes into account.
- ◆ Cost differentials versus service level differentials. We identified a concern that service level differentials had to be acknowledged/understood by the consultants when considering cost differentials between different agencies. As an example, road maintenance costs were referenced, which in the case of the City of Hamilton included costs such as for related forestry, beautification, and snow removal in the downtown core which will not be present to the same extent in other municipalities.
- ◆ Options incorporating differences in delivery of service as well as local government structure. The three options identified in the Constituent Assembly report differ not just in local government structure, but also in proposed methods of service delivery. It is therefore almost impossible to identify cost outcomes related to differences in government structure only.

Subsequent to the meeting, a notice was received from the Co-Chairs of the Constituent Assembly, scheduling a meeting for the morning of March 5, 1996 to provide an update on the status of the financial analysis.

c.c. J.G. Pavelka P. Eng., Chief Administrative Officer  
C. Firth-Eagland, Manager of Streets and Sanitation

*Allan C. Less*



## APPENDIX A

Mr. Don Granger  
Co-Chairman

Constituent Assembly  
on the

Mr. Chester Waxman  
Co-Chairman

Municipal Government System in Hamilton-Wentworth

February 12, 1996

### MEMORANDUM

To: Regional and Area Municipal Chief Administrators  
Regional and Area Municipal Treasurers

From: Don Granger & Chester Waxman  
Co-Chairs, Constituent Assembly

RE: FINANCIAL ANALYSIS

Further to our meeting on January 12, 1996 and subsequent meetings you have had with KPMG, attached you will find the assumptions developed by KPMG which will guide the financial analysis of municipal government structure options outlined in the Constituent Assembly's discussion paper "Options for Better Municipal Government".

On behalf of the Assembly and KPMG we thank all of you who have met with KPMG and provided them with the requested financial information and your input - your assistance is appreciated.

As was discussed at the January 12, 1996 meeting regarding opportunities for further discussion of issues and progress, KPMG will be in touch with you shortly to arrange a suitable meeting time.

Sincerely,

Don Granger  
Co-Chair

Chester Waxman  
Co-Chair

Encl.

Copies To: Area Municipal Mayors  
Regional Chairman  
KPMG  
Constituent Assembly Coordinators



## Financial Analysis Assumptions

The following assumptions will guide the financial analysis of each option set out in the Constituent Assembly's discussion paper "Options for Better Municipal Government".

1. Service Levels Will Remain Constant

It is assumed that, given present fiscal realities, existing levels of service will remain constant over the next term of council(s).

2. Variable Service Levels Will Be Maintained

It is assumed that, any future council(s), post restructuring, will not increase service levels to the highest common denominator. That is to say, if an area is served by a part-time fire department, that would continue to be the case, as it likely would have been had there been no restructuring.

3. Tax Levies Per Household Will Not Decrease As A Result of Service Standardization

It will be assumed that, where a service is provided and standardized to promote area wide efficiencies, no adjustments will be made to the tax levy paid by the recipient household for increased/decreased services.

4. Differential Mill Rates Will Continue

It is assumed that, obvious service differentials, such as an absence of service, will be adjusted for through the use of differential mill rates.

5. Consolidation of Operations Reduces Administrative Costs

It is assumed that where similar functions are consolidated or integrated fewer management positions will be needed and staff reductions will result.

6. 1994 Audited Financial Information Returns (FIR) Will Be Used For Cost Comparisons and Generation of Benchmarks

In addition, discussions with municipal treasurers will be used to document significant changes, cost reductions, and "best practice" initiatives realized since 1994.

7. Successor Municipality(ies) Will, Where Possible, Choose the Most Cost-Effective and Efficient Method of Delivering a Service

Where possible, the average cost of delivering a service will be benchmarked against comparable municipalities and that projection used to determine the post-restructuring cost.



City of  
HAMILTON

1996 February 14

Ms. Kathy Davies  
KPMG  
21 King Street West  
Hamilton, Ontario  
L8P 1A1

Dear Ms. Davies:

Attached is the Financial Information requirements for the City of Hamilton as requested.

1. Statement of Revenues and Operating Expenditures
  - The F.I.R. statements for the year ending 1994 December 31, previously provided.
2. Reserve and Reserve Funds
  - Information within the F.I.R. already provided.
3. Current Employee structure and numbers
  - 3.1 Organizational Charts and total full-time equivalent (FTE's) per Department
  - 3.2 Council Members
    - (a) Remuneration
    - (b) Staffing Costs
  - 3.3 Standing Committees of Council/Sub-Committees/other Committees - Chart
4. Municipal Budgets for 1995 and 1996
  - 4.1 1995 Actuals - (operating and capital not available as yet)
  - 4.2 1996 Budgeted - Operating (not completed as yet)
    - Capital - Reports of 1996 January 9th & 26th
    - 1996 Restructuring, downsizing, contracting out plans - (no approved plans as yet)
5. Map of the City of Hamilton illustrating major road arteries and green space.
  - 5.1 Kilometers of road maintained

6. Property and Equipment Listing

6.1 Summary of significant property holdings including parkland

6.2 Aggregated Equipment List

In respect to the 1996 Current Budget and 1995 Actuals, finalization is not anticipated until March.

I trust this information is satisfactory and anticipate being contacted for a meeting as previously requested by yourselves.

Very truly yours,

A handwritten signature in cursive script, reading "Allan C. Ross".

Allan C. Ross  
Treasurer

ACR/cs  
Attch's

cc: (letter only)

Alderman B. Charters, Chairman  
Finance and Administration Committee

Joe G. Pavelka, P.Eng  
Chief Administrative Officer

4.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 February 21

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. W. Vyce  
Director of Property

FEB 23 1996

**SUBJECT:** Extension of Existing Agreement -  
Caretaking Services for (8) Recreational Facilities

**RECOMMENDATION:**

- (a) (i) That the City exercise its option and renew the service Agreement (Ref: C15-1-92) for 1996 with Sunshine Building Maintenance Inc. of Burlington, Ontario to provide caretaking services, in accordance with the specifications issued by the Purchasing Division, at MacNab, Dalewood, Ryerson and Westmount Recreation Centres in the amount of \$118,787.59 inclusive of GST (\$7,771.15); and,
- (ii) That the City exercise its option to renew the service Agreement (Ref: C15-1-92) for 1996 with Alpha Cleaning Services Hamilton Inc. of Hamilton, Ontario to provide caretaking services, in accordance with the specifications issued by the Purchasing Division, at Bennetto, Norman "Pinky" Lewis, Churchill and Hillpark Recreation Centres in the amount of \$114,181.37 inclusive of GST (\$7,469.81); and,
- (iii) That a further option to extend for one additional year (1997) be available to the City to review at or near the end of 1996 at which time the appropriate recommendation will be brought forward to Committee and Council for the necessary approval.

*D. W. Vyce*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

**Both of the contractors have agreed to a 0% increase over their 1995 rates.**

Alpha Cleaning Services

Hill Park	\$28,545.37	CH 31220 56332
Bennetto	\$28,545.37	CH 31201 56332
Pinky Lewis	\$28,545.37	CH 31230 56332
Churchill	\$28,545.26	CH 31205 56332

Sunshine Building Maintenance

Dalewood	\$28,353.93	CH 31210 56332
Westmount	\$30,237.17	CH 31250 56332
MacNab	\$31,970.06	CH 31235 56332
Ryerson	\$28,226.43	CH 31240 56332

**7% G.S.T Included.**

**BACKGROUND:**

The Committee of the Whole approved item (1) of its FIFTH Report for 1992 which recommended the previous approval by City Council on 1992 June 30, to award contracts to Alpha Cleaning Services of Hamilton Inc. and Sunshine Building Maintenance Inc. for caretaking services in accordance with the specifications (Ref: C15-1-92) issued by the Purchasing Division, take affect 1993 January 1 pending the conclusion of the labour strike with the Board of Education maintenance staff.

The labour strike involving the Board of Education concluded prior to the end of 1992 and the first three year term of the contracts with Sunshine and Alpha commenced 1993 January 1.

Within the context of the specifications the City maintains the option to extend the term of the contracts with Sunshine & Alpha by a further two years. However, in view of the magnitude of the Provincial budget cuts experienced in 1996 and the uncertainty to what extent future cuts may impact these services, it would seem prudent to avoid any longer term commitments at this time. Both of the contractors have been apprised of the City's intention to only extend for one additional year and have agreed, in writing, to the terms of this extension.

DWV/rd

cc. P. Noé Johnson, City Solicitor  
A. Ross, City Treasurer  
**Attention: John Krochak, Purchasing Division**  
R. Fair, Director of Culture & Recreation  
R. Desnoyers, Assistant Manager, Building Operations & Maintenance



OFFICE OF THE CITY CLERK  
MEMORANDUM

5. (a.)

\*\*\*\*\*

TO: Susan K. Reeder, Secretary  
Finance and Administration Committee

YOUR FILE:

FROM: Mr. J. J. Schatz  
City Clerk  
Office of the City Clerk

OUR FILE:  
PHONE: 546-2727

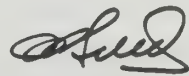
SUBJECT: Referral back - Portable Signs -  
Commonwealth Square

DATE: 1996 February 28

This will confirm that City Council, at its meeting held Tuesday, 1996 February 27th, **referred back** Section 13 of the Fourth Report for 1996 of the Finance and Administration Committee as follows:

13. That portable signs not be permitted on the property known as Commonwealth Square, with the exception of the signboard currently in place at the corner of Summer's Lane and Main Street West, which is controlled by the Hamilton Parking Authority.

Would you please ensure that this matter is placed before the Finance and Administration Committee for its consideration.



JJS/SKR

cc D. Vyce, Director of Property  
P. Baker, General Manager, Hamilton Parking Authority  
G. Macaluso, Managing Director/C.E.O., HECFI  
R. Fair, Director of Culture and Recreation

# CITY OF HAMILTON

## - RECOMMENDATION -

**DATE:** 1996 February 1

FEB 01 1996

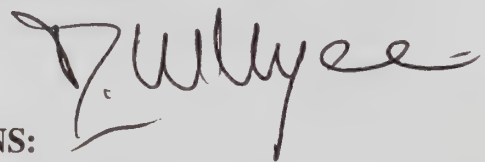
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. W. Vyce  
Director of Property

**SUBJECT:** Portable Signs - Commonwealth Square

### RECOMMENDATION:

That portable signs not be permitted on the property known as Commonwealth Square, with the exception of the signboard currently in place at the corner of Summer's Lane and Main Street West, which is controlled by the Hamilton Parking Authority.



### FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

### BACKGROUND:

Recently a number of portable signs have been placed on the City property known as Commonwealth Square, at a location slightly north of the Main Street West road allowance and west of Summer's Lane. These signs have been placed on the City's land without permission.

The signs usually advertise an event taking place at the Hamilton Convention Centre and are placed on Commonwealth Square by the promoter of the event. Since no formal City approval has been received, and since I have in the past received negative comments about the presence of these signs, and I am concerned about liability, I have in all cases asked the promoters to remove them. Reluctantly, the signs have been removed.

App'd by Committee 1996 Feb 1

App'd by Council 1996 Feb 1

There seems to be a recent influx of portable signs being placed on Commonwealth Square without permission. It would be of assistance to staff for Council to consider establishing a policy as to whether or not it wishes portable signs to be placed on this site.

My own opinion is that portable signs should not be permitted on Commonwealth Square, with perhaps the exception of the sign in place for the past few years and controlled by the City Parking Authority. The prime reason for expressing this opinion is the negative effect such signs have on the aesthetics and ambience of the square, the City's entertainment complex, the grounds of City Hall and the Irving Zucker Sculpture Court.

I am advised by HECFI staff that for the same reasons, by Board decision, portable signs are not permitted in front of Hamilton Place or the Hamilton Convention Centre along Summer's Lane.

It is recognized that for the most part, persons placing portable signs on Commonwealth Square are advertising their event taking place at the Theatre or Convention Centre. While we want these events to be successful and if advertising will assist, I would suggest two other forms are available for this purpose at this location:

- 1) a banner across Main Street
- 2) the electronic sign of HECFI

The only exception to a policy forbidding the placement of portable signs on Commonwealth Square worthy of consideration would be the smaller sized portable sign of the Parking Authority, which has currently been in place for a few years at the virtual corner of Main West and Summer's Lane. This sign is located in such a position as to not detract to any great extent to the aesthetics of the City's property. Furthermore, we must recognize that this sign informs the public of the presence of available parking, which benefits the City financially. Finally, Mr. Baker also advises me that in the past the Authority has been receptive to placing event/public service messages on their sign, which could also prove to enhance the Authority's business, as well as events at the HECFI facilities.

DWV/dcr

c.c. P. G. Baker, General Manager, Hamilton Parking Authority  
G. Macaluso, Managing Director/C.E.O., HECFI  
Ross Fair, Director of Culture and Recreation



OFFICE OF THE CITY CLERK  
MEMORANDUM

5. (b.)

\*\*\*\*\*

TO: Susan K. Reeder, Secretary  
Finance and Administration Committee

YOUR FILE:

FROM: Mr. J. J. Schatz  
City Clerk  
Office of the City Clerk

OUR FILE:  
PHONE: 546-2727

SUBJECT: Referral - City of Hamilton direct  
costs resulting from the 1996  
February 23 and 24 Days of Protest

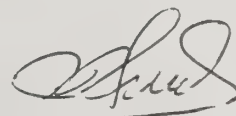
DATE: 1996 February 28

This will confirm that City Council, at its meeting held Tuesday, 1996 February 27th, agreed to refer Section 6, as amended, of the Second Report for 1996 of the Committee of the Whole to the Finance and Administration Committee as follows:

- (a) That the City of Hamilton's direct costs of \$36,734.25 resulting from the February 23 and 24, 1996 Days of Protest rallies and parades be charged to the organizers of this event; and,
- (b) That this matter be referred to the City Solicitor for collection.

Would you please ensure that this matter is placed before the Finance and Administration Committee.

JJS/SKR



cc P. Noe Johnson, City Solicitor  
Council file



2.

**CONSENT AGENDA**

**FINANCE AND ADMINISTRATION COMMITTEE**

**Tuesday, 1996 March 5  
1:30 o'clock p.m.  
Room 233, City Hall**

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

Minutes of the regular meeting held Tuesday, 1996 February 20th

**B. CITY CLERK**

- (i) Community Infrastructure Study - Use of Council Chamber
- (ii) Hamilton Area House of Prayer - Use of Council Chamber
- (iii) Sesquicentennial Summer Birthday Celebration - Use of Facilities
- (iv) Public Halls

**C. COMMISSIONER OF HUMAN RESOURCES**

- (i) Appointments to and Terminations from Permanent Positions
- (ii) By-law 10777 - O.M.E.R.S. Authorization By-law

**D. CITY SOLICITOR**

Quit Claim - lands between 242 and 244 Emerald Street North

**E. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE**

- (i) Information Items
- (ii) Rescheduling of 1996 April 23rd meeting



Tuesday, 1996 February 20  
1:30 o'clock p.m.  
Room 233, City Hall

**The Finance and Administration Committee met.**

**Present:** Alderman B. Charters, Chairman  
Mayor R. M. Morrow  
Alderman M. Kiss  
Alderman V. J. Agro  
Alderman D. Wilson  
Alderman T. Anderson  
Alderman C. Collins  
Alderman D. Drury

A.

**Regrets:** Alderman D. Ross, Vice-Chairman - Other Business

**Also Present:** Alderman G. Copps  
Alderman W. McCulloch  
Alderman T. Jackson  
J. G. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
P. Noé Johnson, City Solicitor  
D. Vyce, Director of Property  
J. Schatz, City Clerk  
J. Johnston, Commissioner of Human Resources  
S. Dembe, City Clerk's Office  
Fire Chief Smith  
L. King, Building Commissioner  
R. Joyce, Fire Department  
P. Baker, Hamilton Parking Authority  
Susan K. Reeder, Secretary

**A G E N D A**

**ADDED**

Alderman McCulloch spoke to the Committee about the historical research project he has undertaken as a Sesquicentennial Legacy project. He advised that while organizing the New Years' Levy it was realized that a listing of all past members of Council did not exist. Alderman McCulloch is working on a June 9th reunion of past members of Council. Alderman McCulloch spoke about some of the members of past Councils. The Committee thanked Alderman McCulloch for updating them, and to him specifically for undertaking this project.

**ADDED**

Fire Chief Smith addressed the Committee on proposed renovations of the Fire Station at Woodward and Melvin. This project is being recommended, along with a listing of other possible projects, to replace the Co-Generation Project under the Canada/Ontario Infrastructure Works Programme funding.

The Committee of the Whole at its meeting held Thursday, 1996 February 15th directed that the Fire Chief make a presentation to the Finance and Administration Committee with respect to the proposed renovations and options and that all members of City Council be invited to attend.

Fire Chief Smith distributed a summary of the proposal, and spoke to the Committee respecting the various options.

Considerable discussion then ensued, and the Committee approved the following:

That the Committee of the Whole be advised that the Finance and Administration Committee, at its meeting held Tuesday, 1996 February 20th, agreed to support Option Two for the proposed renovations to the Fire Station at Woodward and Melvin as follows:

**Option Two:**

Entire roof over the truck bay and adjacent circulation space (60'-0" x 20'-0" - 1,200 S.F.) to be raised to allow installation of a 14'-0" high by 15'-0" wide overhead door. Truck bay floor to finished ceiling to be 14'-0" plus. This will require the roof to be raised approximately 4'-0". Estimated cost to raise roof, revise/re-route mechanical-electrical systems, paint, new roof, new overhead door is \$200,000. Ladder 7 - requires bay approximately 46' long.

**BB. HAMILTON PARKING AUTHORITY - Concept Plan - Parking Facility to support the GO Station**

The Committee was in receipt of a memorandum from the General Manager of the Parking Authority of the City of Hamilton dated 1996 February 7, respecting the above noted matter.

The Committee agreed to receive the presentation from the General Manager of the Hamilton Parking Authority in regular session. Peter Baker outlined a map of existing lots, both public and private, in the downtown area. He then showed a concept plan for a proposed parking facility to support the GO Station. He indicated that if the City decided to proceed with the facility, that it would be done in two stages following demolition of the Health building which presently sits at this site. The first stage would be to create a surface carpark, and the second stage would be the construction of multi-use facility, which would include a parking garage component.

Peter indicated that the concept plan has been endorsed by the Parking Authority.

General discussion ensued on this proposed development, and the Committee agreed to "receive and take no action" on the following:

- (a) That consideration be given for the construction of a parking facility at the location of the present Health Building (74 Hughson Street South); and,
- (b) That this initiative be undertaken in two stages:
  - (i) as a surface carpark
  - (ii) as part of a multi-use facility which would include a parking garage component; and,
- (c) That the project be driven by the economics affecting the City and the area concerned.

**Note:** Mayor Morrow opposed.

**8. CORRESPONDENCE - General Vice-President, Local 5 - City Parking Lots - Barton Street East near Sherman Avenue**

The Committee was in receipt of correspondence respecting the above noted matter, which was referred from City Council at its meeting held Tuesday, 1996 January 30. The Committee agreed to "receive" this correspondence.

**1. IN CAMERA AGENDA**

The Committee moved to an In-Camera Session to discuss matters of a Private and Confidential nature.

The Committee then moved back into Regular Session, and approved the following:

**AA. CITY SOLICITOR AND COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

- (i) **City of Hamilton -ats- Connell; Ontario Court (General Division) Action #7605/94**
- (a) That the City resolve Ontario Court (General Division) Action # 7605/94 by the payment to the Plaintiff, Dale Connell, of the sum of \$2,500., inclusive of all claims for damages, interest and costs; and,
  - (b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That Ontario Court (General Division) Action # 7605/94 be dismissed without costs.
- (ii) **City of Hamilton -ats- Lys; Ontario Court (General Division) Action #8839/95**
- (a) That the City resolve Ontario Court (General Division) Action # 8839/95 by the payment to the Plaintiff, Linda Lys, of \$750., inclusive of all claims for damages, interest and costs; and,
  - (b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That Ontario Court (General Division) Action # 8839/95 be dismissed, as against the City of Hamilton, without costs.

**2. CONSENT AGENDA**

The Committee was in receipt of its Consent Agenda and approved the following:

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

The Committee was in receipt of the minutes of its regular meeting held Tuesday, 1996 February 6th, and the minutes of its special meeting held Tuesday, 1996 February 12th, and approved these minutes as circulated.

**B. FIRE CHIEF - Rope Rescue Training Exercises - Change to Site**

The Committee was in receipt of a report from the Fire Chief, respecting the above noted matter and approved the following:

That Section 23 of the Twenty-Ninth Report for 1995 of the Finance and Administration Committee, approved by City Council at its meeting held Tuesday, 1995 December 12, be amended to delete the words "30 Sanford Avenue South" and replace in lieu thereof "555 Queenston Road, or such other building owned by the Hamilton Housing Authority as may be mutually agreed upon by the Housing Authority and the Fire Chief".

**C. DIRECTOR OF PROPERTY - Realty Sales Procedural By-law 95-049 - Declaration of Surplus Property - 1453 Main Street East; and 1' Reserve, Fieldway Drive**

The Committee was in receipt of a report from the Director of Property dated 1996 February 12, respecting the above noted matter.

The Committee approved the following:

- (a) That the following properties be declared surplus to the requirements of the City in accordance with the Realty Sales Procedural By-law 95-049:
  - (i) 1453 Main Street East; and,
  - (ii) 1 foot Reserve, Fieldway Drive; and,

- (b) That the Property Department be authorized to proceed to sell these properties in accordance with the Realty Sales Procedural By-law.

**D. COMMISSIONER OF HUMAN RESOURCES**

**(i) International Union of Operating Engineers, Local 793**

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 February 9, respecting the above noted matter and approved the following:

- (a) That the amendment to the International Union of Operating Engineers, Local 793, Collective Agreement be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton; and,
- (b) That the Fair Wage Schedule be amended to reflect this change.

**(ii) International Union of Bricklayers and Allied Craftsmen, Local #31B - Hamilton**

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 February 9, respecting the above noted matter and approved the following:

- (a) That the amendment to the International Union of Bricklayers and Allied Craftsmen, Local #31B - Hamilton, Collective Agreement be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton; and,
- (b) That the Fair Wage Schedule be amended to reflect this change.

**(iii) International Union of Bricklayers and Allied Craftsmen (Bricklayers, Masons and Plasterers), Local #1 - Hamilton**

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 February 9, respecting the above noted matter and approved the following:

- (a) That the amendment to the International Union of Bricklayers and Allied Craftsmen (Bricklayers, Masons and Plasterers), Local #1 - Hamilton, Collective Agreement be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton; and,
- (b) That the Fair Wage Schedule be amended to reflect this change.

**E. TREASURER - Remuneration and Expenses Paid to Members of Council and Members of Other Bodies for the year 1995**

The Committee was in receipt of a report from the Treasurer, dated 1996 February 15, respecting the above noted matter.

The Committee approved the following:

That the Statement of the Treasurer summarizing remuneration and expenses paid to Members of Council and Members of Other Bodies for the year 1995, attached herewith and marked Appendix "A", be received by City Council.

F. **SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE - Information Items**

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1996 February 16, respecting Information Items. The Committee approved the following:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Minutes - Hamilton Status of Women Sub-Committee - 1995 December 4th and 1996 January 15th
- (b) Information Report - City Clerk - Grey Cup '96 - Quarterly Financial Report
- (c) Information Report - Treasurer - Change in procedures for the processing of payments received from the Financial Collection Agencies for outstanding business tax accounts - report dated 1996 February 15th
- (d) Information Report - Treasurer - Public Safety Trunking Radio System - report dated 1996 February 12th

**REGULAR AGENDA**

3. **CHIEF ADMINISTRATIVE OFFICER - Hamilton Corporate Challenge**

The Committee was in receipt of a report from the Chief Administrative Officer dated 1996 February 5, respecting the above noted matter.

The Committee approved the following:

- (a) That an amount of \$2,625.80 be approved for the Hamilton Corporate Challenge to be used for the cost of entering and sponsoring two teams (a total of 40 City of Hamilton employees) to take part in the Hamilton Corporate Challenge organized by the Hamilton and District Chamber of Commerce on Sunday, 1996 June 9th at Christie Conservation Area; and,
- (b) That the funding for this expenditure be financed from the Unclassified Account number CH55120 24201.

4. **SPECIAL LEGISLATION - DOWNTOWN LEVY REDUCTION AREA**

(a) **Requested Information Report - Treasurer - Financial Implications for the Downtown Levy Reduction Area**

The Committee was in receipt of an Information Report from the Treasurer dated 1996 February 13, respecting the above noted matter.

(b) **Draft Private Members Bill - Special legislation - Authority for the City (Region and School Boards) to lower taxes in identified areas in the City (tabled pending above Information Report from the Treasurer)**

The Committee was in receipt of a Draft Private Members Bill, respecting the above noted matter, which had been tabled from a previous meeting.

(c) Information Report - City Solicitor - Special Legislation: Downtown Levy Reduction Area (tabled pending above Information Report from the Treasurer)

The Committee was in receipt of an Information Report from the City Solicitor dated 1996 January 15, respecting the above noted matter, which had been tabled from a previous meeting.

(d) Correspondence - Greater Hamilton Downtown Community Development Corporation's Founding Board - Request for Market Value Reassessment (tabled pending above Information Report from the Treasurer)

The Committee was in receipt of correspondence from the Greater Hamilton Downtown Community Development Corporation's Founding Board dated 1995 November 2, respecting the above noted matter, which had been tabled from a previous meeting.

The Mayor spoke to this matter, and encouraged members of the Committee to support the seeking of private legislation in order to be able to lower taxes in the Downtown.

Considerable discussion ensued on this matter, and it was moved by the Mayor, seconded by Alderman Agro:

That approval be given for the City to seek special legislation to give the City of Hamilton (Region and School Boards) authority to lower taxes in identified areas in the City.

MOTION LOST ON A RECORDED VOTE

**Yeas:** Mayor Morrow, Alderman Agro, Alderman Kiss

**Nays:** Aldermen Charters, Drury, Anderson, Wilson, Collins

5. TREASURER - Proposed 1995 Year-End Surplus

The Committee was in receipt of a report from the Treasurer dated 1996 February 12, respecting the above noted matter and approved the following:

- (a) That \$54,780. of the Current Budget Surplus be transferred to the Reserve for Election Expense, 00123; and,
- (b) That \$50,000. of the Current Budget Surplus be transferred to the Reserve for Hosting of Special Dignitaries, 00128; and,
- (c) That \$420,000. of the Current Budget Surplus be transferred to the Reserve for Early Retirement, 00105; and,
- (d) That \$483,800. of the Current Budget Surplus, Other Capital Projects, be transferred to Reserve for Capital Projects, 00203; and,
- (e) That the balance of the Current Budget Surplus be transferred to the Reserve for Tax Stabilization, 00135; and,
- (f) For the information of members of City Council, the City's 1995 Current Budget surplus position required no draw down from the reserve allocations to the current revenue except \$600,000.

**6. CITY CLERK****(a) Window Advertising in Taxicabs**

The Committee was in receipt of a report from the City Clerk dated 1996 February 12, respecting the above noted matter.

The Committee approved the following:

- (a) That the City of Hamilton Licence By-law 93-069, Schedule 4, respecting Taxicabs, be amended to permit rear window advertising in Taxicabs; and,
- (b) That the City Solicitor be authorized and directed to prepare the appropriate By-law amendment.

**(b) Extension of Hours - Juno Awards - Sunday, 1996 March 10th**

The Committee was in receipt of a report from the City Clerk dated 1996 February 6, respecting the above noted matter.

The Committee approved the following:

- (a) That the Council of the Corporation of the City of Hamilton deems the Juno Awards to be held in Hamilton on Sunday, 1996 March 10th to be an event of municipal significance City-wide; and,
- (b) That the Liquor Licence Board of Ontario be advised that City Council has no objection to a blanket approval for licensed establishments in the City of Hamilton to be approved for the sale and service of beverage alcohol to 2:00 o'clock a.m.

**(c) Transmittal Letter - User Fees**

The Committee was in receipt of a report from the City Clerk dated 1996 February 15, respecting the above noted matter.

Discussion ensued on the recommended fee increases. Specific discussion ensued on increasing all of the Adult Entertainment category licences.

The Committee then approved the following:

- (a) That the following proposed user/licence fees for the City Clerk's Department services and those listed on Schedule "A" attached hereto be forwarded to the Committee of the Whole for consideration as part of the 1996 Current Budget process:
  - (i) Birth Letters - \$25. (Currently \$20.)
  - (ii) Affidavits - \$20. (Currently \$10.)
  - (iii) Licence fees for first time issuance of licences and transfers of licences be set at a fee \$50. above the recommended annual renewal licence fee to reflect the increased cost to process a first time or transfer licence application by the City Clerk's Department.
- (b) That the City Solicitor be authorized and directed to prepare the appropriate amending by-laws upon approval of the fees by Committee of the Whole for approval by City Council.

7. DIRECTOR OF PROPERTY(a) Portable Signs - Commonwealth Square

The Committee was in receipt of a report from the Director of Property dated 1996 February 1, respecting the above noted matter and approved the following:

That portable signs not be permitted on the property known as Commonwealth Square, with the exception of the signboard currently in place at the corner of Summer's Lane and Main Street West, which is controlled by the Hamilton Parking Authority.

(b) Offer to Purchase - Sale of City owned property - 771 Queenston Road, at Kenora Avenue to Peter Zourntos

The Committee was in receipt of a report from the Director of Property dated 1996 January 26, respecting the above noted matter and approved the following:

- (a) That an Offer to Purchase Agreement, duly executed by Peter Zourntos on 1996 January 23, and scheduled to close within 30 days after all conditions in the Offer are fulfilled, said conditions to be fulfilled by 1996 July 31 (or at the option of the Purchaser extended to 1996 September 30), for the vacant property municipally described as 771 Queenston Road, Hamilton and legally described as Part of Lots 27 & 28, Concession 2, formerly Saltfleet Township, being Part 1, Plan 62R-4156 and Parts 2 & 3, Plan 62R-3773 (subject to easements in favour of the Regional Municipality of Hamilton-Wentworth, Union Gas, Bell Canada and Hamilton Hydro), situated at the north-west corner of Queenston Road and Kenora Avenue with frontage on Queenston Road of 31.0 metres (101.7 feet) more or less, and flankage along Kenora Avenue of 43.27 metres (141.97 feet) more or less, containing 0.175 hectares (0.433 acres) or 1,753.55 sq. metres (18,875 sq. ft.), be approved and completed as the requirements in the Municipal Act pursuant to the City's Real Property Procedural By-law No. 95-049 enacted on 1995 February 14 have been fulfilled by the City, and the funds derived from this sale of \$240,000., be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,
- (b) That this transaction is subject to the fulfilment of conditions to the satisfaction of the City prior to the closing, as required under the Municipal Act regarding the passing of a By-law to authorize the sale of a closed highway (portion of Kenora Ave. closed in 1977 described as Parts 2 & 3, Plan 62R-3773); and,
- (c) That if the adjacent land owner exercises its' right to purchase the abutting portion of the closed road allowance at the same unit price as the Purchaser, the site area and price of the parcel to be conveyed to the Purchaser will be reduced accordingly; and,
- (d) That a condition in the Offer and reproduced as follows, be accepted:

This Offer is conditional upon the Purchaser satisfying himself within 10 days of acceptance by the City that:

- (i) The City will permit ingress to the property from Queenston Road and egress from the property for right hand turns onto Queenston Road; and,
- (ii) The City will permit ingress to and egress from the property from and to Kenora Avenue respectively; and,

- (iii) Any property of the Utility which is installed or, is intended to be installed within the closed highway, shall not interfere with the Purchaser's development or use of the said closed highway; and,
- (e) That the required deposit cheque in the amount of \$23,000. be held by the City Treasurer pending Council approval; and,
- (f) That the Mayor and City Clerk be authorized and directed to execute the necessary documents; and,
- (g) That in accordance with Real Property Sales Procedural By-law No. 95-049:
  - (i) Satisfactory notice has been given to the public of the intended sale; and,
  - (ii) An appraisal of the fair market value of the real property intended to be sold was obtained on 1995 October 16 and received on 1996 February 6; and,
  - (iii) The City Clerk be authorized and directed to execute (and issue) a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act.

**ADDED - TREASURER - Authorization to enter into Extension Agreements on Specific Properties for the Payment of Realty Tax Arrears**

The Committee was in receipt of an added report from the Treasurer dated 1996 February 19, respecting the above noted matter.

The Committee approved the following:

- (a) That the City be authorized to enter into an Extension Agreement, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following property to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on 1994 June 28:

130 Lancing Dr.

- (b) That the by-law to authorize the said Extension Agreement be enacted by Council; and,
- (c) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreement.

**10. ADJOURNMENT**

**There being no further business, the meeting then adjourned.**

**Taken as read and approved,**

**ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

Susan K. Reeder  
Secretary  
1996 February 20



1996 February 27

City of Hamilton  
Treasury

Appendix "A" referred  
to in Section 8 of the  
FOURTH Report of  
the Finance and  
Administration  
Committee for 1996.

STATEMENT OF THE TREASURER  
for the period ending December 31, 1995

(Prepared Pursuant to sections 242, 243 and 247 of the Municipal Act,  
R.S.O. 1990, Chapter M.45)

1. REMUNERATION

(a) Members of Council	Salary*
Agostino, D.	\$6,620.71
Agro, V. J.	20,492.68
Anderson, T.	20,492.68
Caplan, M.	20,492.68
Collins, C.	5,438.46
Charters, R.	20,492.68
Copps, G.	20,429.68
D'Amico, F.	20,492.68
Drury, D.	20,492.68
Eisenberger, F.	20,492.68
Jackson, T.	20,492.68
Kiss, M.	20,492.68
McCulloch, W.	20,492.68
Merling, H.	20,492.68
Morelli, B.	20,492.68
Morrow, R.	65,576.16
Ross, D.	20,492.68
Wilson, D.	<u>20,492.68</u>
	<u>\$385,025.53</u>

\*One-third of these amounts deemed to be "Expenses" in accordance with section 255 of the  
Municipal Act.

b) Committee of Adjustment	
Member	Honorarium
Dudzic, M.	\$2,100.00
Serwatuk, D.	2,100.00
Begg, E.	2,100.00
Law, B.	2,100.00
Cutler, R.	<u>2,100.00</u>
	<u>\$10,500.00</u>

1996 February 27

City of Hamilton  
Treasury

STATEMENT OF THE TREASURER  
for the period ending December 31, 1995

(Prepared Pursuant to sections 242, 243 and 247 of the Municipal Act,  
R.S.O. 1990, Chapter M.45)

(c) License Examining Board

Member	Honorarium
Allison, H.	\$ 900.00
Clothier, R.	900.00
Cooper, H.	1,100.00
Gibson, D.	700.00
Green, R.	700.00
Groves, L.	700.00
Hardie, D.	1,300.00
Holms, M.	1,000.00
Kaut, H.	1,100.00
Korz, G.	1,400.00
Langdon, D.	800.00
MacIntyre, D.	1,300.00
Penko, G.	1,100.00
Reilly, M.	400.00
Taffs, R.	800.00
VanDerbeek, P.	1,800.00
Woodrow, B.	<u>600.00</u>
	<u>\$16,600.00</u>

2. EXPENSES

(Residence telephone allowance, travelling and local grant to Mayor)

(a) Members of Council	Amount
Agostino, D.	\$121.10**
Agro, V. J.	161.46**
Anderson, T.	1,137.81
Caplan, M.	2,187.76
Charters, R.	5,574.58
Collins, C.	40.37**
Copps, G.	nil
D'Amico, F.	161.46**
Drury, D.	161.46**
Eisenberger, F.	161.46**
Jackson, T.	161.46**
Kiss, M.	161.46**
McCulloch, W.	1,525.73
Merling, H.	161.46**
Morelli, B.	161.46**
Morrow, R.	20,524.99
Ross, D.	2,013.88
Wilson, D.	<u>161.46**</u>
	<u>\$34,579.36</u>

\*\*telephone allowance only

**1996 February 27**

City of Hamilton  
Treasury

**STATEMENT OF THE TREASURER  
for the period ending December 31, 1995**

(Prepared Pursuant to sections 242, 243 and 247 of the Municipal Act,  
R.S.O. 1990, Chapter M.45)

(b) Public Library Appointees

<b>Member</b>	<b>Amount</b>
Down, G.	\$1,118.09
Rogers, P.	415.15
MacGillivray, M.	<u>204.25</u>
	<u>\$1,737.49</u>

(c) H.E.C.F.L. Appointees

Mayor R. Morrow	\$3,148.30
Alderman T. Anderson	278.30
Dow, M.	278.30
Tidball, W.	<u>407.90</u>
	<u>\$4,112.80</u>

(d) Parking Authority Appointees

Alderman V. Agro	<u>\$2,359.57</u>
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**CITY OF HAMILTON**

**- RECOMMENDATION -**

B. (i)

**DATE:** 1996 February 20

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Community Infrastructure Study  
Use of Council Chamber

**RECOMMENDATION:**

That approval be given to the action taken by the City Clerk in authorizing the Culture and Recreation Department to use the Council Chamber on Saturday, 1996 February 17 from 9:00 a.m. until 1:00 p.m. for the Community Infrastructure Study



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Funds in the approximate amount of \$90.00 for Property Maintenance Staff overtime associated with this event will be taken from Account CH55222 - 10034 - Use of City Hall Facilities by Outside Groups

**BACKGROUND:**

The Culture and Recreation Department met with representatives of 45 community groups on Saturday, 1996 February 17 to receive community input into the Culture and Recreation Community Infrastructure Study.

cc: Mayor's Office  
Ross L. Fair, Director, Culture & Recreation Department  
Rob Swan, Manager, Building Operations & Maintenance Division



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B. (ii)

**DATE:** 1996 February 20

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Hamilton Area House of Prayer  
Use of Council Chamber

**RECOMMENDATION:**

That approval be given to the request of the Hamilton Area House of Prayer to use the Council Chamber on Saturday, 1996 April 20 from 9 a.m. to 4:30 p.m. for a Day of Prayer Service



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Funds in the approximate amount of \$180.00 for Property Maintenance Staff overtime associated with this event will be taken from Account CH55222 - 10034 - Use of City Hall Facilities by Outside Groups.

**BACKGROUND:**

The Hamilton Area House of Prayer is a cross-denominational city-wide prayer gathering which has been meeting for two years. The Day of Prayer is fashioned after a similar event in Sudbury.

The Day of Prayer will consist of a cross-section of pastors and lay people from various denominations, together with representatives from McMaster and Redeemer College, gathered to pray for the City, in the place from which it is governed. It will be a preparatory event for the May 25 March for Jesus.

cc: Mayor's Office  
Rob Swan, Manager, Building Operations & Maintenance  
Information Desk



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B. (iii)

**DATE:** 1996 February 23

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Sesquicentennial Summer Birthday Celebration  
Use of Forecourt and Meeting Rooms

**RECOMMENDATION:**

That approval be given to the request of Hamilton Sesquicentennial Celebrations Inc. to use the Forecourt and Meeting Rooms 264 and 219, from 7:00 a.m. until 5:00 p.m., and the Council Chamber Balcony from 9:00 a.m. until 3:00 p.m., on Friday, 1996 July 12 for a Summer Birthday Celebration.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

Hamilton Sesquicentennial Celebrations Inc. will celebrate Hamilton's 150th birthday on Friday, 1996 July 12 with a Summer Birthday Celebration to be held at City Hall and Bayfront Park.

The Celebration will have a heritage theme and include a parade of antique horsedrawn carriages, a display of heritage vehicles, costumes and artifacts, a civic ceremony, 21 gun salute, entertainment, and refreshments.

Following the activities at City Hall the event will move to Bayfront Park for Aquafest and will include food, games, rides, exhibits and entertainment, ending with a lazer show.

**cc:** Mayor's Office  
Wanda Dzierzbicki, P.R. Asst. Hamilton Sesquicentennial Celebrations Inc.  
Rob Swan, Manager, Building Operations & Maintenance  
Information Desk



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B.  
(iv)

**DATE:** 1996 February 26

**REPORT TO:** Susan K. Reeder  
Secretary, Finance and Administration

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Public Halls

**RECOMMENDATION:**

- a) That Schedule 15 of City of Hamilton Licencing Code 1993, being By-law 93-069 as amended, be further amended as follows:
- 1) The definition of "Public Hall" be replaced with the following:  
  
"Public Hall" means premises or a part thereof, including a portable building or tent, used as a place of assembly which is operated as a business, where members of the public gather for the purpose of any meeting, dancing or entertainment, but does not include premises used solely for religious purposes or a theatre within the meaning of the Theatres Act, R.S.O. 1990, c. T-6, as amended; and
  - 2) Section 3, which required the licence certificate to include the maximum capacity of the hall, be repealed, and
- b) That the City Solicitor be authorized and directed to prepare the necessary by-law amendment.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

The definition of a public hall licence must be amended in order to clearly determine when such a licence is required, depending on the nature of the business. If, for example, the business is charging admission or issuing tickets for various functions, such as a concert or a

dance, or a private function, such as a stag, shower or fundraising dinner, a public hall licence is required for the premises. The public hall licence fees are currently under review and will be addressed in the Report on User Fees.

JJS/DB 

c.c. Patrice Noe Johnson, City Solicitor

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

C.  
(i)

**DATE:** 1996 February 22

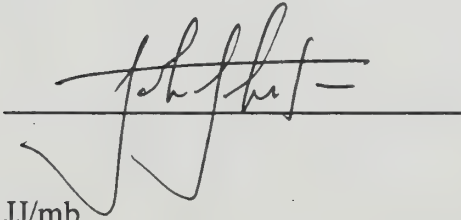
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** Appointments to and Terminations from Permanent  
Positions with the Corporation of the City of Hamilton (C-  
011-096)

**RECOMMENDATION:**

That the attached listing of Appointments to and Terminations from Permanent positions with the Corporation to 1996 February 22 be approved.



JJ/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

Attached.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Andrea Ciparis	I	Sales Co-ordinator/ Secretary (8)	H.E.C.F.I.	Replacing Ms. C. Bogie - transferred, Dec. 06/95	\$25,061.40 to \$29,260.92	Feb. 05/96

Prepared February 22, 1996

Status
Internal - I
External - E

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Brian Allick	Manager Field Services	Building	Retired	22 years, 9 months	Feb. 29/96

Prepared February 22, 1996

Glossary of Terms

Terminated -- long term disability  
 -- discharge  
 -- downsizing  
 -- redundant

Resigned -- personal betterment  
 -- personal reasons



C.  
(ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 February 27

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. John Johnston  
Commissioner of Human Resources

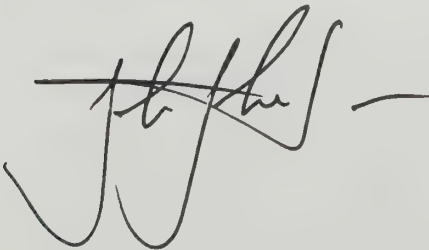
**SUBJECT:** By-Law 10777 - O.M.E.R.S. Authorization By-Law

**RECOMMENDATION:** That the City Solicitor by authorized and directed to prepare amendments to By-Law 10777 to delete in Article 4, the words "with the exception of the Fire Chief".

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Continued contributions by the City for the Fire Chief at the same level as all other Fire Department personnel.

**BACKGROUND:** Contributions are made to the O.M.E.R.S. Pension Plan by Fire Department personnel, matched by City contributions, which entitles them to retire at age 60. Contributions by the employee throughout their employment are based on that actuarial assumption. The wording in the By-law currently changes that entitlement for an individual appointed Chief and makes the entitlement age 65. The proposed amendment would continue the entitlement of age 60 and would place responsibility on the employee to continue payments, and the City to continue contributions, at the appropriate level as decided by O.M.E.R.S. These changes have been reviewed with and agreed to by the Fire Chief.



# The Corporation of the City of Hamilton

BY-LAW NO. 96-

## To Amend

## By-law No. 10777

## To Authorize

## PARTICIPATION IN THE ONTARIO MUNICIPAL EMPLOYEES RETIREMENT SYSTEM

**WHEREAS** By-law No. 10777 was enacted on June 29, 1965;

AND WHEREAS City Council, on (specify), in adopting Section (specify) of the (specify) Report of the Finance and Administration Committee authorized this By-law;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 4 of By-law No. 10777 is repealed and replaced with the following:
  4. The Employer hereby certifies that employees who are employed as Fire Fighters are entitled to retire at an age of 60 years.

**PASSED** this \_\_\_\_\_ day of \_\_\_\_\_, 1996.

CITY CLERK

MAYOR

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D.

**DATE:** 1996 February 22

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** Quit Claim - lands between 242 and 244 Emerald Street North

**RECOMMENDATION:**

- a) That the City quit claim and release a triangular parcel of land measuring approximately 1 metre by 29 metres (Part 2, Plan 62R-6632) between 242 and 244 Emerald Street North to Linda DeRosa, the owner of 244 Emerald Street North.
- b) That the Mayor and City Clerk be authorized and directed to execute the Quit Claim Deed prepared in a form satisfactory to the City Solicitor.

*P. Noé Johnson*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

As this quit claim is to clarify title to private land, it is not subject to the surplus, notice to public or appraisal requirements of Real Estate Sales Procedural By-law 95-049.

**BACKGROUND:**

On August 8, 1985, the City conveyed lands located at 240-242 Emerald Street North to Victoria Park Community Homes Inc. (hereafter referred to as "Victoria Park"). In connection with the conveyance to Victoria Park a reference plan, 62R-6632, was prepared by the then City Surveyor, M.A. Chidley. The reference plan provided for the parcel to be conveyed (Part 1) to Victoria Park as well as a second parcel (Part 2) which was discovered to be physically severed from the lands being conveyed by a board fence. This small sliver of land (Part 1) has been occupied by the owners of 244 Emerald Street North for many years and a portion of the house is situate thereon.

The new owner of 244 Emerald Street, Linda DeRosa, in order to properly consolidate the lands occupied, has requested the quit claim (recommended above) to confirm that the City has no interest in the sliver of land. Staff supports the owner's request as the City has no interest in retaining this land and the quit claim will confirm possessory title and thereby clarify title. Property Department (Real Estate Division) staff support this recommendation.

cc. D.W. Vyce, Director of Property  
Attn.: R. Hayes

BARTON

STREET

62R-6632

20° 12' 4" N 72° 30' 0" W 129° 10' 0" N REG. PLAN No. 234

11.02 Y. V. LUGGE MARK

15.258 MARK 15.257 REG. PLAN No. 235

15.187 MARK 15.186 REG. PLAN No. 235

15.187 MARK 15.186 REG. PLAN No. 235

PART 2

No. 244  
1 STOREY BRICK

INST No. 230118 N.S.

22° 33' 4" N 70° 28' 14" W

FROM 129° 10' 0" N REG. PLAN No. 235

29° 35' 1" N 72° 30' 0" W

ROCKY PLACE

No. 242  
1 STOREY INSUL BRICK

ISABELLA

INST No. 239205 C.D.

FRAME GARAGE

BOARD FENCE  
DEFINITE

PART 1 LOT 6

INST No. 230118 C.D.

REGISTERED PLAN

29° 34' 9" N 72° 27' 0" W PROP. (29° 10' 0" N REG. PLAN No. 235)

No. 238  
2-2 STOREY BRICK

INST No. 208946 C.D.

LOT 7

20° 10' 2" N 70° 21' 40" W 20° 08' 0" N REG. PLAN No. 235

CANNON

STREET

PART 1 - SOLD TO VICTORIA PARK COMMUNITY HOMES INC.

CAUTION

THESE HEREON ARE ASTRONOMIC AND ARE HEREIN  
SUBDIVISION WITHIN THE MEAN  
RINGS OF THE PLANNING ACT

THIS PLAN IS NOT A PLAN  
SUBDIVISION WITHIN THE MEAN  
RINGS OF THE PLANNING ACT

REG. PLAN No. 235



**CITY OF HAMILTON**  
**-RECOMMENDATION-**

E. (i)

**DATE:** 1996 February 29th

**REPORT TO:** Alderman B. Charters, Chairman & Members,  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary,  
Finance and Administration Committee

**SUBJECT:** Information Items

**RECOMMENDATION:**

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Joint Information Report - Commissioner of Human Resources and Fire Chief - 1996 - 1997 Firefighter Recruitment Program Update - report dated 1996 February 20th
- (b) Correspondence - The Hamilton-Wentworth Roman Catholic Separate School Board - Education Development Charges - letter dated 1996 February 8th
- (c) Information Report - City Solicitor - Municipal Law Reform - report dated 1996 February 21st.
- (d) Joint Information Report - City Clerk and Building Commissioner - Senior citizens Tax Rebate Programme - report dated 1996 February 23rd
- (e) Correspondence - Mayor W. Mulkewich, City of Burlington respecting City of Burlington Governance Issues - letter dated 1996 January 30th
- (f) Correspondence - C. R. Grigg - suggesting that all McMaster University students be required to purchase a compulsory universal bus pass - letter dated 1996 February 11th

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

The above-noted documents have been sent out to members of the Committee and the applicable staff for information purposes, and are being formally presented to the Committee in order to be officially received. Approval of this recommendation to receive these documents will ensure that the circulation procedure followed for these matters is recorded.

*Susan K. Reeder.*



**CITY OF HAMILTON**

**- RECOMMENDATION -**

E. (ii)

**DATE:** 1996 February 26

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**SUBJECT:** Rescheduling 1996 April 23rd meeting to 1996 April  
16th

**RECOMMENDATION:**

That the 1996 April 23rd meeting of the Finance and Administration Committee be rescheduled to 1996 April 16th at 1:30 o'clock p.m. in Room 233, City Hall

*Susan K. Reeder*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

As agreed upon by the Chairmen of the Standing Committees, this recommendation will make free one week of meetings in April since there are five Tuesdays in April and the City Council meeting is to be on the fifth Tuesday. Therefore, the fourth week of the month commencing 1996 April 22 has been made clear of meetings, and as such the Finance and Administration Committee meeting has been rescheduled to an earlier date.



URBAN/MUNICIPAL  
CAYON HBL A05  
C51F31  
1996



Urban/Municipal Librarian  
Hamilton Public Library  
2nd Floor

URBAN MUNICIPAL

## NOTICE OF MEETING

### FINANCE AND ADMINISTRATION COMMITTEE

APR 1 1996

Tuesday, 1996 March 19  
1:30 o'clock p.m.  
Room 233, City Hall

GOVERNMENT DOCUMENTS

*Deane McGuire for: Susan K. Reeder*  
Susan K. Reeder, Secretary  
Finance and Administration Committee

### A G E N D A

#### A. SECOND LEVEL LODGING HOUSE USER FEES

- (a) Delegation - The Hamilton Wentworth Residential Care Association
- (b) Recommendation - City Clerk

#### 1. IN CAMERA AGENDA

#### 2. CONSENT AGENDA

#### 3. TREASURER/CITY CLERK

Administrative Changes - Elderly Citizens Tax Credit Program

#### 4. TREASURER

The Royal Canadian Legion, East Hamilton Branch 58 - request for relief of City Taxes

#### 5. CHIEF ADMINISTRATIVE OFFICER

Flexible Work Hours

#### 6. CITY SOLICITOR

- (a) National Marine Policy - Hamilton Harbour
- (b) Days of Protest - Direct Costs

#### 7. OTHER BUSINESS

#### 8. ADJOURNMENT

*[Handwritten mark]*



HWRC

## HAMILTON WENTWORTH RESIDENTIAL CARE ASSOCIATION

28 Burris Street  
Hamilton, Ontario  
L8M 2J3Tel. (905) 529-3850  
Fax (905) 529-9039

March 9, 1996

Alderman B. Charters,  
Chairman Finance and Administration Committee  
City Hall  
71 Main Street West, 2nd Floor  
Hamilton, Ontario  
L8N 3T4

A. (a.)

Dear B. Charters:

Re: Second Level Lodging Home user fees: \$50.00 per licensed bed

Please be advised that representatives from the Hamilton Wentworth Residential Care Association would like to respond at the Finance and Administration Committee meeting on March 19, 1996 in regards to the proposed user fee to Second Level Lodging Homes. We anticipate that our brief presentation would require approximately 10 minutes of the Committee's time exclusive of the members questions.

We will discuss the following three aspects:

- \*Inability to pay, cannot afford it, we are paid a \$34.50 per diem for 24 hour service.
- \*Equatable funding, programs which are the same should receive the same level of funding.
- \*Windsor having an enabling legislation in place was unable to pass a similar motion.

We would like to mention that most of these homes are located in the downtown core. It is important for the viability of the downtown core that all levels of government help the small businesses that pay their taxes and put money back into this downtown community, which is in a state of deterioration. Since we are contributors to this downtown core, we should be encouraged to stay in business instead of imposing user fees that we can not afford. Several homes have already closed because of financial constraints, this user fee will only lead to more closures. This in turn will only lead to overall cost increases in the care of such residence, and force politicians to increase taxes further.

Yours truly,  
Boris Dokic  
HWRC President



A. (b.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 11

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Second Level Lodging House User Fees

**RECOMMENDATION:**

- (a) That City Council petition the Ministry of Health to assume responsibility for the regulation of second level lodging houses, due to increased demands for second level lodging houses, along with the lack of long term care beds and outpatient service at the provincial level, which result in the blurring of the distinction between provincially regulated nursing homes and second level lodging houses; and
- (b)
  - (i) To address the cost shortfall for Nursing and Health inspections for 1996 with the Second Level Lodging House Licenses already issued, that a supplementary fee of \$50. per bed be levied against the license holders of second level lodging houses to recover the costs of the 1996 Nursing and Health inspection portion of the Second Level Lodging House Program, subject to this authority being granted by the Province through regulations passed pursuant to the Municipal Act; and
  - (ii) That subject to the concurrence of the Region, should the recovery of this fee, under the amended Municipal Act and as yet unreleased Regulations be disallowed, that the City and Region jointly cost share the 1996 Budget expenditure; and
- (c) That Second Level Lodging House By-law 80-259, as amended by 81-093, be further amended to provide for a licence fee, effective January 1, 1997 and calculated as follows:
  - (i) base fee: licence fee upon initial or transfer application for a Second Level Lodging House of \$185.00; or

- (ii) renewal licence fee of \$135: in addition to the base fee, an amount based on \$50.00 per bed for which the facility is being licensed to offset the costs of Nursing and Health Inspections.

*A. E. Hollowell Jr*  
*D. J. Schatz*

#### **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Nursing and Health Inspections are currently funded from the regional tax levy and administered by the Department of Public Health Services. The projected cost of this Program in Hamilton for 1996 is \$85,400. Implementation of a \$50.00 per bed fee would cover 1.5 FTE staff cost without administration costs at the regional level. This cost does not include the administrative cost which may be applicable to the City of Hamilton for collecting this user fee for 1996.

In comparison, the full cost of recovery as presented in the City of Windsor's recent initiative, which has a similar By-law, was between \$300,000 and \$350,000 to cover 4 public health nurses, 1 health inspector and a .5 FTE program manager. They currently rely on regular inspections by licence inspectors, and on social service inspections for contract funding for some houses.

The recent amendments to the Municipal Act speak to users fees levied by the Municipality but in accordance with the regulations. The regulations have not yet been announced and until then, our authority to levy the charge remains unclear.

#### **BACKGROUND:**

On February 20, 1996, the Committee of the Whole at the Regional council approved the following recommendation:

" That the Area Municipalities in which Second Level Lodging Homes are situated, be requested to impose a fee upon the operators of such houses in the amount of \$50. for each authorized bed, to permit the recovery of the costs of providing public health services effective January 1, 1996."

On February 27, 1996, the Committee of the Whole for the City Council approved the decrease of the basic second level lodging house license fee to \$135, with information that a further report on the fees would be forthcoming.

Since 1980, the City has been licensing Second Level Lodging Houses, with the assistance of Public Health staff who monitor, inspect and provide consultant services to operators and residents of the Second Level Lodging house.

The number of Second Level Lodging houses in Hamilton has grown from 42 homes with approximately 600 residents, to 78 homes, ranging in size from 6 to 150 beds, with an authorized capacity of 1708 beds.

## **Provincial Mandate**

In 1992, the Medical Officer of Health was advised that the Second Level Lodging House Program could no longer be based on funding allocations from the Ministry of Health since it was now determined that it did not fall under the new regulations of the Mandatory Health Programs and Services Guidelines. During the budgetary process in 1992, this program was presented as a "Program not Affordable", but because of the strong recognition by Regional Council of the need for this program, the Second Level Lodging House program has been funded with 100% Regional dollars from 1992 to the present time.

This need is not only a result of the significant increase in the number of residents in Second Level Lodging Houses, but also the increased levels of care required over the past decade. Approximately 65% of the residents are senior citizens, and the remaining 35% are generally younger and suffer from psychiatric disabilities. Many of the residents require a level of care equivalent to that which they would receive in Nursing homes or long term care facilities which are funded by the Ministry of Health. Since Provincial policies, have currently frozen expansion of nursing home beds, we are experiencing continued growth in the number of individuals requiring care in Second Level Lodging houses. In addition, the complexity of servicing these individuals due to the blending of the psychiatric and elderly populations requires regular monitoring to ensure that provisions under the By-law are met. Home Care services, which previously provided some support to residents in Second Level houses, have also sustained significant cuts in service.

## **Current Levels of Service**

Because of the expansion of this industry, Public Health staff have experienced more difficulty in responding to the growing demands of the Second Level Lodging Houses. Public Health Inspectors are required to monitor food handling, preparation and service, ensure infection control protocols are in place and conduct a physical inspection of the entire premises to ensure compliance with the By-law. There were 503 such inspections in 1995. Public Health Nurses monitor and provide consultation to the operators on issues related to medical care, medications, and placement assessments. In 1995, there were 401 contacts (inspections, complaints, follow-ups, consultation, and Placement Co-ordination Services assessment) which were done by 1 nurse.

In addition, the City of Hamilton's Licence Division is responsible for the processing of all Second Level Lodging House applications, monitoring employee qualifications and maintaining records and laying charges under the By-law. Four Licence Inspectors conducted approximately 160 inspections of these homes in 1995. They work in collaboration with the Health, Social Services, Fire (yearly inspections) and Building Departments.

In contrast with other municipalities with similar programs, Hamilton has continued to have nursing inspections. For example, the City of Windsor has 22 second level houses with an occupancy rate of 1,800. Its average home has 80 beds and some of its facilities can

accommodate up to 400 clients. Since March of 1995, no nursing inspections have been provided to Second Level Lodging houses in Windsor. However, they are currently investigating the possibility of user fees to fund health inspections again. Public Health and City Licence Inspectors continue to inspect these premises. In the City of Ottawa there are 16 supportive living workers that monitor the standard of care in the 25 subsidized residential care homes.

## **Options**

Over the last two months, meetings were held with representatives from the City of Hamilton and the Regional Public Health Services, and Social Services and Second Level Lodging House Industry to discuss various options to the introduction of user fees. These options are as follows:

1. **Eliminate the Second Level Lodging House By-law**

Discontinuance of local regulation without assumption of responsibility by the Province would result in the elimination of public health services, as well as loss of licensing revenue and reduction in Regional staff.

2. **Terminate the Provision of Public Health Inspections, and Require the Licence Applicant to Supply a "Certificate of Compliance" with Health Care Standards**

A user fee of \$50. per bed has been calculated to cover cost of health care standard inspections for compliance. Alternatively, the Second Level Lodging House operator could be required to submit a certificate of compliance by a qualified health care specialist (such as a Registered Nurse) on a regular basis. The City would be required to satisfy itself that the certificate of compliance was duly prepared and executed. The City does not have the expertise to evaluate the certificates and may have to request assistance of the Public Health staff or an outside health care specialist to develop the certificate of compliance standards. Preliminary analysis revealed that the purchasing of Registered Nurse services from an external agency would be greater than the existing cost of using Public Health staff.

It should also be noted that this option, to a large extent, would make the industry self regulating. It has been the experience of staff that, as a whole, the second level lodging house industry has not demonstrated the level of compliance and knowledge necessary for self regulation. In addition, it could be argued that the vulnerable nature of the clientele served should preclude self regulation.

3. **Remove All Health Requirements Under the By-Law and Create One Lodging House By-law**

If either of these options are adopted, there will a limited range of duties which the Department of Public Health Services is required by Provincial legislation to perform in relation to Second Level Lodging houses. Nursing Inspections and the monitoring of the care component would be eliminated. Health Inspections, under the provisions of the Health Protection and Promotion Act, would continue to be responsible for the inspection of premises, substance, plant or animals which may constitute health hazards. This would likely be done on a complaint basis. It is also responsible for the inspection of premises used as ordinary lodging houses and any food premise in a residential building which houses ten or more people. Public Health inspectors also enforce certain provisions of the City of Hamilton Health By-law 4798, concerning the temperature in residential buildings.

4. **Maintain current By-law and Charge User Fee for Nursing and Health Inspections**

The City would be responsible for the cost of the services provided by the Region which has been estimated at \$85,400. annually to maintain its Second Level Lodging House Program.

Appendix "A" provides an analysis of the cost recovery proposal through the license fee increase and examples of the financial impact on the Second Level Lodging houses. The revenue calculations used the "per day" rent for small homes, and the "per month" charge for large homes (both being slightly higher than the alternative calculation). These numbers were submitted by the Region for the purposes of this report. The analysis illustrates the small portion of revenue attributable to this new charge. The additional \$50/bed fee accounts for most of the increase.

**Recommendation:**

The recommendation put forward in this report reflects the interest in maintaining the regulations and the current standards in Second Level Lodging Houses but with the offset of public health costs being borne by the operators. This approach is being recommended unless and until the Province assumes responsibility, to ensure that Second Level Lodging House residents receive adequate care. The recommendation that the City maintain its role is also founded on the principle of one stop shopping for the lodging house operators. Rather than have them go to the Region for the public health services, it has been combined with the City license fee for 1997, with the 1996 shortfall covered by a user fee. It is recognized that the risk attached to the 1996 proposal is twofold: the potential absence of authority for the user fee in the Provincial regulations and the difficulty or additional burden /cost to collect a fee, without the ability to withhold a licence. This is the simplest approach to a complex issue.

JJS/DB

## Appendix "A"

### IMPACT OF SECOND LEVEL LODGING HOUSES ANNUAL FEES FOR 1996

#### Existing Rates/Averages

1.     **Small Home -**           Usually fully subsidized, Average. 20 beds, 80% of homes are "small"
  
- Large Home -**       Usually private, non-subsidized, Average. 90 beds, 20% have 30 beds
  
2.     **Subsidized Home -**       Revenue \$34.50 per bed per day / \$1,035 per bed per month
- Private Home -**       Revenue \$59.00 per bed per day / \$1,800 per bed per month
  
3.     **City of Hamilton License Fee**   - \$135 per home per year

#### ANALYSIS

	<b>Small Home (20 beds)</b>	<b>Large Home (90 beds)</b>
<b>Total Revenues</b>		
Subsidy	\$251,850.	\$       0.
Private Fees	<u>0.</u>	<u>1,944,000.</u>
Total Revenues	<b>\$251,850.</b>	<b>\$1,944,000.</b>
<b>Annual Fees</b>		
City of Hamilton License Fee	\$   135.	\$   135.
Proposed User Fee	<u>1,000.</u>	<u>4,500.</u>
Total Fees	<b>\$ 1,135.</b>	<b>\$ 4,635.</b>
<b>Percentage of Total Revenues Used for Fees</b>	<b>0.45%</b>	<b>0.24%</b>

c.c. Dr. Marilyn James, Medical Officer of Health  
Vicki Woodcox, Acting Director of Nursing Services  
Bill Hunter, Director of Environmental Health Services  
P. Noé Johnson, City Solicitor  
Allan C. Ross, City Treasurer



3.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 15

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

S. G. Hollowell  
Acting City Clerk

**SUBJECT:** Administrative changes - Elderly Citizens Tax Credit Program

**RECOMMENDATION:**

- a) That the administration of the Elderly Citizens Tax Credit Program be transferred from the City Clerk's Department to the Treasury Department effective 1996 April 1; and,
- b) That in conjunction with this transfer, the following changes in the administration of the Elderly Citizens Tax Credit Program be approved:
  - (i) That in an effort to streamline the process and reduce costs, the City discontinue the annual practise of mailing affidavits to all eligible elderly citizens and implement the following process:
    - (aa) That all elderly citizens who received the tax credit in the prior year be automatically granted a tax credit in the current year provided there has been no changes in status on the assessment rolls which affect their eligibility; and,
    - (bb) That affidavits be mailed annually only to those elderly citizens:
      - i) who appeared to be eligible in the prior year but did not return an affidavit for processing;
      - ii) whose eligibility status has changed on the assessment rolls from the previous year and still appear to be eligible;

- iii) who appear to have met the eligibility criteria for the first time.
- cc) That the City place an advertisement in the Hamilton Spectator on Saturday, 1996 March 30 as well as an insertion with the 1996 May Realty Tax bill/notification, advising elderly citizens of the changes in the administration of the Elderly Citizens Tax Credit Program.



#### **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Annual savings in postage and other administrative costs of approximately \$13,000. Appropriate base transfers will be made between the Clerks Department and the Treasury Department.

#### **DISCUSSION:**

The changes being proposed are administrative changes only. The changes will not impact the eligibility of the elderly citizens, but will in fact, make the Program more manageable and cost effective.

The transfer of this Program to the Treasury Department will centralize the administration of the Program (now administered by the City Clerk's Department and the Treasury Department) to one Department, making the Program less confusing to the recipients. In order to accommodate this transfer, the Treasury Department is recommending procedural changes which will streamline the entire process.

Under the present system, in late March or early April of each year, staff request the Information Systems Department to prepare affidavits, a copy of which is attached, for home owners who have attained the age of 70 in the previous year based on the current year's assessment roll. An affidavit is then mailed to all elderly citizens who appear to meet the criteria for a \$75.00 tax credit under the Elderly Citizens Tax Credit Program.

Currently, there are approximately 15,000 elderly citizens eligible for this benefit. The costs of printing the affidavit, paper and envelope costs and postage for this mail out alone, are approximately \$15,000. Additional administrative costs are incurred bringing the Program costs to approximately \$18,000 annually.

Changes in the administration of the Program are being recommended in order to reduce the costs. At the present time, each elderly citizen who appears to be eligible from the assessment rolls is mailed an affidavit on which he/she attests to their eligibility by signing the affidavit and returning it to the City Clerk's Department for processing. This involves staff handling, mailing and incurring related postage costs for the approximately 15,000 affidavits, as well as handling approximately 12,000 forms which are returned for processing. The mailing of these documents also raises a number of questions from the elderly citizens. As a result, staff are required to maintain the telephones for up to two weeks on a full time basis after these mailings and to a lesser extent all year round to handle these enquiries. In addition, the elderly citizens are required to sign a new form each year and return it to City Hall for processing.

In an effort to streamline this process and reduce costs, staff are recommending that the practise of mailing affidavits to all elderly citizens who appear to meet the requirements of the Program be discontinued. In place of that process, staff are recommending that an elderly citizens tax credit be automatically granted to those taxpayers who met the criteria in the previous year provided the information on the assessment rolls has not changed as to their eligibility. The recommended revised procedure includes that affidavits be mailed only to those elderly citizens who received a credit in the previous year but whose status has changed on the current assessment rolls; did not return an affidavit in the previous year even though the assessment roll indicated they were eligible; and, those that appear to have met the criteria for the credit for the first time.

With the proposed administrative changes eliminating the mailing of the affidavit for most of the recipients, cost savings in postage and other administrative costs of approximately \$13,000 would be realized. With the credit being applied automatically for most of the eligible elderly citizens, cost and time savings would also be realized by the recipients as they would no longer incur postage costs or costs of transportation to return the affidavit to City Hall annually.

At the present time there are approximately 700 applications for a tax credit received after the May billing deadline for which cheques are issued to the applicants in the majority of the cases because they have paid their current instalment as at the date of application. Under the revised procedures, staff is recommending that cheques be issued only on accounts where the annual taxes have been paid in full, thereby realizing further administrative cost savings.

In order to make elderly citizens and other parties aware of these administrative changes, an advertisement will appear in the Hamilton Spectator on Saturday, 1996 March 30. In addition, an insert will be included in the 1996 May Realty Tax bill/notification to ensure that all taxpayers have been notified of these changes.

In an effort to reduce the risk of applying this tax credit in error, we will be reviewing our tax bill with the Law department and Information Systems to determine the feasibility of placing a note on the form which will put the onus on the recipient to notify the City if a rebate has been applied in error.

Attached

cc     Jim Hindson, Director, Information Systems  
       Patrice Noé Johnson, City Solicitor



# ELDERLY CITIZENS TAX REBATE PROGRAM

City of  
HAMILTON

City Hall, 71 Main Street West, Hamilton, Ontario L8N 3T4

09/28/95

I MEET THE ELIGIBILITY REQUIREMENTS FOR  
ELDERLY CITIZENS TAX REBATE PROGRAM.

-----  
(APPLICANT'S SIGNATURE)

PROPERTY:

ROLL NO:        -        -        -

SEQUENCE NO:

DEAR HOME OWNER:

RE: ELDERLY CITIZENS TAX REBATE PROGRAM

IN THE MATTER OF CITY OF HAMILTON BY-LAW NO. 76-55, YOU ARE ELIGIBLE FOR A \$75.00 TAX CREDIT IN 1995 IF YOU AND/OR YOUR SPOUSE MEET THE FOLLOWING QUALIFICATIONS:

1. ASSESSED AS OWNER(S) OF RESIDENTIAL PROPERTY IN THE CITY OF HAMILTON FOR FIVE YEARS IMMEDIATELY PRIOR TO THE DATE OF APPLICATION.
2. OCCUPANT(S) OF THE ASSESSED PROPERTY.
3. ATTAINED THE AGE OF 70 YEARS PRIOR TO JANUARY 1, 1995.

IF YOU OR YOUR SPOUSE MEET ALL THREE OF THE ABOVE CONDITIONS, PLEASE SIGN ABOVE WHERE INDICATED AND RETURN WITHIN 7 DAYS, EITHER IN PERSON, OR BY MAIL TO THE FOLLOWING ADDRESS:

CITY CLERK'S DEPARTMENT  
CITY HALL  
71 MAIN STREET WEST  
HAMILTON, ONTARIO L8N 3T4

THE \$75.00 REBATE WILL BE CREDITED TO YOUR OUTSTANDING TAXES.

- PLEASE NOTE:
- ONLY ONE REBATE WILL BE APPLIED FOR EACH PROPERTY EVEN IF MORE THAN ONE OWNER MEETS THE ELIGIBILITY REQUIREMENTS
  - PERSONS WITH POWER OF ATTORNEY CAN SIGN THE FORM ON THE OWNER'S BEHALF AND RETURN SAME TO CITY HALL FOR PROCESSING
  - APPLICATION MUST BE MADE EACH YEAR IN ORDER FOR THE ANNUAL REBATE TO BE PROCESSED.

FOR GENERAL INQUIRIES, PLEASE CALL 546-2734.





4.

**CITY OF HAMILTON  
- RECOMMENDATION -**

**DATE:** 1996 March 8

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Royal Canadian Legion - Branch 58 -  
Property Tax Relief

MAR 8 1996

**RECOMMENDATION:**

- a) That the request for Property Tax relief from the Royal Canadian Legion Branch 58 for 1994 and 1993 in accordance with the Policy on Tax exemption for Veteran's Associations adopted by City Council September 29, 1981, be approved in the amount of \$21,685.32;
- b) that this exemption be charged to account CH 53319 24102 Property Tax Relief;
- c) and that this exemption reflects the first and second years of ten years that the policy allows for this exemption and will require applications for future years on a yearly and per need basis.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The policy on Tax Exemption for Veterans' Associations allows for relief to the Associations as the lesser amount of the Municipal portion only of property taxes or the amount of the organizations operational loss before depreciation. In this case the amount would be \$10,842.66 for 1994 and the same amount for 1993 reflecting the Municipal portion of the 1994 and 1993 taxes respectively. There is sufficient funds within the identified 1996 account for this exemption.

**BACKGROUND:**

A policy on Tax Exemptions for Veterans' Associations was adopted by City Council September 29, 1981 and amended effective January 1, 1988 and states the following:

"That Veterans' Clubs be permitted to submit applications for tax exemptions on a year to year basis within the provisions of the Municipal Act and that these applications be considered on the basis of information in the financial statements and that the amount of the tax exemption, if granted, shall be the lesser of the actual operating deficit (excluding any amount for depreciation of buildings included in the operating results) or the municipal portion of the taxes."

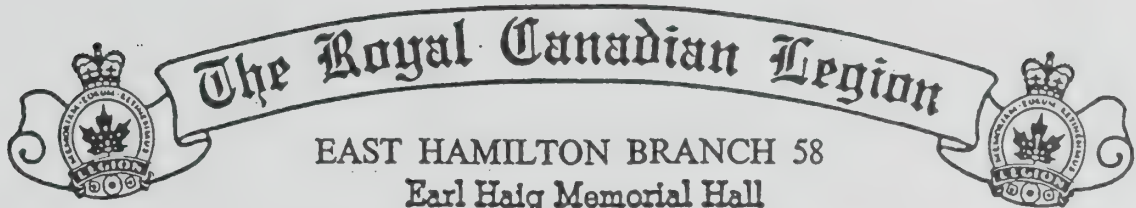
## DISCUSSION:

Treasury staff have met with a delegation from the Royal Canadian Legion Branch 58 requesting consideration of Property Tax relief. A formal request for this property tax relief has been received and is attached. During the discussion of this request, reference was made to a policy which allows assistance to Veterans' Associations. This branch of the Legion indicates that this policy still applies. The Legion has never accessed the policy for exemption. The policy allows for these exemptions for a period of ten years. This would be the first and second years of exemptions. The audited financial statements supplied by the Legion are for the years ending May 31, 1995, 1994, 1993, 1992 and 1991. The financial statements indicated that there were operational losses before depreciation for 1995, 1994 and 1993 - see summary below.

	1995	1994	1993	1992	1991
Audited Financial Statements Surplus (Deficit)	(\$12,915)	(\$78,236)	(\$50,304)	\$11,951	\$3,964
Add: Depreciation	<u>\$23,775</u>	<u>\$24,869</u>	<u>\$25,995</u>	<u>\$26,830</u>	<u>\$27,684</u>
Adjusted Surplus (Deficit)	<u>\$10,938</u>	<u>(\$53,367)</u>	<u>(\$24,309)</u>	<u>\$38,781</u>	<u>\$31,648</u>
City's Share of Taxes	<u>\$10,938</u>	<u>\$10,843</u>	<u>\$10,843</u>	<u>\$10,670</u>	<u>\$10,265</u>
Eligible Amount of Relief (Lesser amount of adjusted deficit or City's share of taxes)	<u>\$0</u>	<u>\$10,843</u>	<u>\$10,843</u>	<u>\$0</u>	<u>\$0</u>

As indicated above the Legion would only be eligible for funding for 1994 and 1993. Applying the policy the exemption for 1994 and 1993 would be the amount of the Municipal portion of the taxes being \$10,842.66 for each of the noted years.

.cc Royal Canadian Legion Branch 58 Attention: Mr. Roy Graves, Secretary



EAST HAMILTON BRANCH 58

Earl Haig Memorial Hall  
1180 Barton Street East

HAMILTON

L8H 2V7

ONTARIO

Telephone: 544-6385

February 29th, 1996.

City of Hamilton,  
Treasurers Department,  
City Hall,  
71 Main Street West,  
Hamilton, Ontario.  
L8N 3T4.

Attention: Mr. Allan Ross.

Dear Sir,

I would refer to today's conversation with the treasurer of our branch and Mr. Kevin Beattie of your department in regards to relief of city taxes.

This letter will serve as a request for assistance in the form of tax relief in accordance the policy on tax exemptions for Veterans, Associations.

Copies of our annual financial statements for the years 1991 through 1995 are already with your office. I believe the years for consideration would be 1993-94-95. The years which the branch operated at a loss.

Yours sincerely,

Roy G. Graves.  
Secretary. Branch 58.



5.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 13

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J.G. Pavelka, P.Eng.  
Chief Administrative Officer

**SUBJECT:** Flexible Works Hours

**RECOMMENDATION:**

That the "Hours of Work Policy" attached as "Schedule A" be approved so that the City of Hamilton staff have the increased flexibility to schedule their hours of operation to be more responsive to the needs of the Community.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This policy will allow management greater flexibility in scheduling work hours to ensure more efficient administration and delivery of service. There should be no net increase in cost or in staff time to the Corporation.

**BACKGROUND:**

City Council approved a "Flextime Staggered Hours Program" on July 30, 1974 on an experimental basis until December 31, 1974 at which time the program was to be reviewed. For whatever reason that review never took place and a number of Departments carried on with various forms of flextime since that point in time.

The primary purpose of this policy is to allow flexibility in scheduling working hours to ensure the efficient administration and delivery of service to the general public. The adoption of this policy will also allow staff some flexibility in scheduling their working hours in order to accommodate their personal commitments.

JGP:dd  
Attach.

# Schedule A

## CITY OF HAMILTON

### HOURS OF WORK POLICY

POLICY: Hours of work shall be designed to ensure the efficient administration and delivery of service to the general public.

The Corporation of the City of Hamilton supports a working environment that assists employees in balancing work and personal responsibilities. This commitment shall be reflected through the implementation of flexible working arrangement procedures and programs.

### SUBJECT: HOURS OF WORK

#### Office Hours

The normal hours of work are 9:00 a.m. to 5:00 p.m. Monday through Friday, and include one - one hour meal break (unpaid), and two - 15 minute rest breaks (paid).

#### Shift Hours

Employees employed in a Department or Section which provides service beyond normal office hours shall, when required to do so, work on various shifts throughout the twenty-four (24) hours of the day and seven (7) days per week.

#### Flex Hours

Departments which operate on normal office hours may implement flex time on the approval of the Department Head and subject to staffing requirements of the Department. The "core hours" of the flex time schedule shall be between the hours of 10:00 a.m. and 3:00 p.m.

Other Departments may also implement flex time on approval of the Department Head who may define "core hours".

#### Compressed Work Week

Departments who wish to operate on a compressed work week must obtain

- (a) if applicable, the agreement of the Local Union, and/or,
- (b) the agreement of each of the employees involved, and,
- (c) the approval of the Director of the Employment Standards Branch of the Ministry of Labour.

A compressed work week is a week in which the normal work day is extended beyond the norm to allow for the same number of hours to be worked in a week in a lesser number of days.

The above requirements also apply to departments applying the same principle over more than a one week period.

#### Daylight Saving

On the date fixed by the Daylight Saving Time Act, regular hours of work shall be extended to include the additional hour and additional payment shall be due at the overtime rate. Likewise on the resumption of Standard Time, the resultant reduction shall be effected with appropriate reduction in regular earnings.

#### Exceptions

Specific Departments or Sections may utilize different hours of work and shift schedules in order to provide adequate service. These hours and conditions shall be posted and may be contained in individual Collective Agreements.



6.(a)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** March 13, 1996

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** National Marine Policy  
Hamilton Harbour

**RECOMMENDATION:**

1. That the Chairman of Finance and Administration and the Chairman of Planning and Development Committees meet with Duncan Beattie, Chairman of the Harbour Commissioners and Pat Dillion, Federal representative on the Harbour Commission as an exploratory session on the position adopted by Council at its meeting February 13, 1996 and the position of the Harbour Commissioners on the future of Hamilton Harbour, in preparation for the discussion with the local Members of Parliament; and
2. In light of the delay in the Federal timetable for the National Marine Policy legislation, that the City pursue the appropriate avenues to obtain a continuation of the OMB adjournment, scheduled to reconven on April 9, 1996, in order to avoid potentially unnecessary legal costs.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**  
see below



**BACKGROUND:**

At its regular meeting February 13, 1996 Council adopted a position on the management and operation of Hamilton's Harbour. This position consisted of three points: (1) to amend the Hamilton Harbour Commissioner's Act 1912 to return the west harbour lands being recreational to the City; to increase City representation on the Commission; to acknowledge Pier 8 as transitional between shipping and navigational and recreational; and to give the Commission the mandate of what was then proposed as a Canada Port Authority.

- (2) to fund beautification of the entrance to the City at the Skyway Bridge from the Capital Reserve of the Commission as reported to the Finance and Administration Committee; and
- (3) to initiate discussions with the Commissioners and local MP's to clarify and present if possible a unified approach.

## DISCUSSION:

A synopsis of the events leading up to the report to Finance and Administration Committee dated February 6, 1996 was included in the earlier report. There are two outstanding issues which the City must deal with prior to petitioning the Federal Government for amendments to the Hamilton Harbour Commissioners Act 1912. In order to seek consensus on the legislative solutions to the future of Hamilton Harbour, Council has recommended a meeting of the Harbour Commissioners who presently operate the Harbour and the local Members of Parliament. Although the Federal legislation to implement the National Marine Policy is not yet out in draft form, the City's position is not philosophically driven by those terms. For successful implementation of our position, the petition will be framed in a manner to complement the Federal structures. We expect the draft legislation to be available shortly and may assist us in discussions with the stakeholders. It is, therefore, recommended as timely for the Committee convene the meeting.

Prior to the tabling of the National Marine Policy in Parliament, the City and Federal Government were able to obtain the consent of the Harbour Commissioners to a six month adjournment of an Ontario Municipal Board Appeal by the Harbour Commissioners of a number of planning Bylaws, (Official Plan and Zoning Bylaws). The OMB has scheduled the last of the prehearings to narrow the issues for April 9, 1996 and two weeks in June for the full hearing. In addition to the OMB hearing itself, the City has had to initiate a Divisional Court application to declare the request of the HHC to have their own planning bylaws incorporated by reference into the City's bylaws as beyond the jurisdiction of the Provincial tribunal. None of these legal proceedings need be commenced given the broad sweeping changes proposed by the National Marine Policy. It is our position that an adjournment would not prejudice either party and is in the best interests of our taxpayers.

A separate report is being submitted to the Planning and Development Committee on the preparation and recommended process to be followed in dealing with the land use issues before the Ontario Municipal Board.

The Port Director and their Secretary/Solicitor attended a meeting assembled by the Acting Mayor D. Wilson in the Mayor's office Wednesday March 13, 1996. Representatives from the Deputy Prime Minister and Minister of Canadian Heritage were present, along with the Chairman of Planning and Development, Alderman D. Drury and the Chairman of Finance and Administration, Alderman B. Charters and M. Cunningham with the Board of Education. As a result of this meeting, it was felt that the best course of action for the City and its Harbour Commissioners was to have a full discussion of the issues facing us for the future of our Harbour. Given the impending OMB hearing on zoning and constitutional issues and more legal costs, time is of the essence.

6.(b)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 13

**REPORT TO:** S. K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** Days of Protest - Direct Costs

**RECOMMENDATION:**

That the City Solicitor be directed to take all necessary steps, including court action, to recover from The Hamilton & District Labour Council, all costs of site preparation, clean up and site restoration arising out of the Labour Council's use of Dundurn Park and Bayfront Park on February 23rd and 24th, 1996.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** see below

**BACKGROUND:**

At its meeting of February 13th, 1996, City Council approved a resolution as follows:

"That permission be granted to the organizers of the February 23 and 24 Days of Protest to utilize areas of Dundurn Park and the Bayfront Park for parking and marshalling purposes, in accordance with applicable City policies."

**DISCUSSION:**

Following Council's approval of the park use, Steve Fankas, on behalf of The Hamilton & District Labour Council, completed an Application for the use of the two parks dated February 15th, 1996.

Permit 96-0895, dated February 21st, 1996, was issued to The Hamilton & District Labour Council, for the use of parts of Dundurn Park on February 23rd, 1996 and parts of Bayfront Park on February 24th, 1996. The Permit was never picked up.



Standing City policy, and the terms of the Permit, both require users of Parks to pay for any damages to parkgrounds of facilities. In addition, users are required either to clean up litter, etc, after their event, or to pay the City's costs of clean up.

The Parks Division of the Public Works and Traffic Department incurred expenses of \$6,295.40 for site preparation and site clean up. In addition damage to the turf was incurred in both parks. Repair of the sites must now wait until warmer weather, but current estimates are that site restoration will cost the City an additional \$3,600.

Formal demand for payment by the Labour Council would be made after receipt of Council's direction, however, finalization of the City's claim will await repair of the sites a few weeks hence when weather permits.

The Public Works and Traffic Department will be reporting to the Transportation and Environment Committee with respect to costs incurred due to the picketing at the sanitation yard on February 23rd, 1995. Other issues, including the potential for applications to the Ontario Labour Relations Board are dealt with in a separate Report.

c.c. J. G. Pavelka, P.Eng., Chief Administrative Officer  
D. Lobo, Commissioner of Public Works and Traffic



2.

**CONSENT AGENDA**

**FINANCE AND ADMINISTRATION COMMITTEE**

**Tuesday, 1996 March 19**

**1:30 o'clock p.m.**

**Room 233, City Hall**

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

Minutes of the regular meeting held on Tuesday, 1996 March 5th

**B. CITY CLERK**

Elizabeth Fry Society - Use of Forecourt

**C. TREASURER**

- (i) Supply and Delivery of Annual Supplies for 1996.
- (ii) Authorization to Enter into Extension Agreements on Specific Properties for the Payment of Realty Tax Arrears

**D. CITY SOLICITOR**

- (i) By-law to Amend Body Rub Parlour By-law No. 76-32 Respecting Licence Fees
- (ii) By-law to Amend Licensing By-law No. 93-069 Respecting Public Halls
- (iii) By-law to Amend Schedule 4 of Licensing By-law No. 93-069 Respecting Interior Advertising in Taxi-Cabs
- (iv) By-law to Amend Adult Video Store By-law No. 95-173 Respecting Licence Fees
- (v) By-law to Amend Adult Entertainment Parlour By-law No. 79-144 Respecting Licence Fees
- (vi) Debenture By-law - Capital Project - 1996



**E. COMMISSIONER OF HUMAN RESOURCES**

Appointments to and Terminations from Permanent Positions with the Corporation  
of the City of Hamilton to 1996 March 7th

**F. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE**

Information Items



Tuesday, 1996 March 5  
1:30 o'clock p.m.  
Room 233, City Hall

**The Finance and Administration Committee met.**

**Present:**

Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Mayor R. M. Morrow  
Alderman V. J. Agro  
Alderman T. Anderson  
Alderman C. Collins  
Alderman D. Drury

**Regrets:**

Alderman M. Kiss  
Alderman D. Wilson

**Also Present:**

Alderman G. Copps  
Alderman H. Merling  
J. G. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
P. Noé Johnson, City Solicitor  
D. Vyce, Director of Property  
R. Desnoyers, Property Department  
P. Baker, Parking Authority  
N. Catalano, Economic Development Department  
S. Hollowell, Acting City Clerk  
T. Agnello, Acting Secretary

A.

**A G E N D A**

**1. IN CAMERA AGENDA**

The Committee moved to an In-Camera Session to discuss matters of a Private and Confidential nature.

The Committee then moved back into Regular Session, and approved the following:

**AA. CITY SOLICITOR AND COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

**(i) City of Hamilton -ats- Vacon; Ontario Court (General Division) Action #5970/94**

- (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 5970/94 by the payment to the Plaintiffs Joan, Gordon, Tanya and Craig Vacon of the sum of Three Thousand Dollars (\$3,000.) inclusive of all claims for damages, interest and costs; and,
- (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Action No. 5970/94 be dismissed without costs.

(ii) City of Hamilton -ats- Susan Breckon; Ontario Court (General Division)  
Action #6090/94

- (a) That the City resolve Ontario Court (General Division) Action No. 6090/94 by the payment to the Plaintiff Susan Breckon of the sum of Two Thousand Four Hundred Dollars (\$2,400.), inclusive of all claims for damages, interest and costs; and,
- (b) That the plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Action No. 6090/94 be dismissed without costs.

2. CONSENT AGENDA

The Committee was in receipt of its Consent Agenda and approved the following:

A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE

The Committee was in receipt of the minutes of its regular meeting held Tuesday, 1996 February 20th, and approved these minutes as circulated.

B. CITY CLERK

(i) Community Infrastructure Study - Use of Council Chamber

The Committee was in receipt of a report from the City Clerk dated 1996 February 20, respecting the above noted matter.

The Committee approved the following:

That approval be given to the action taken by the City Clerk in authorizing the Culture and Recreation Department to use the Council Chamber on Saturday, 1996 February 17 from 9:00 o'clock a.m. until 1:00 o'clock p.m. for the Community Infrastructure Study.

(ii) Hamilton Area House of Prayer - Use of Council Chamber

The Committee was in receipt of a report from the City Clerk dated 1996 February 20, respecting the above noted matter.

The Committee approved the following:

That approval be given to the request of the Hamilton Area House of Prayer to use the Council Chamber on Saturday, 1996 April 20 from 9:00 o'clock a.m. to 4:30 o'clock p.m. for a Day of Prayer Service.

(iii) Sesquicentennial Summer Birthday Celebration - Use of Facilities

The Committee was in receipt of a report from the City Clerk dated 1996 February 23, respecting the above noted matter.

The Committee approved the following:

That approval be given to the request of Hamilton Sesquicentennial Celebrations Inc. to use the Forecourt and Meeting Rooms 264 and 219, from 7:00 o'clock a.m. until 5:00 o'clock p.m., and the Council Chamber Balcony from 9:00 o'clock a.m. until 3:00 o'clock p.m., on Friday, 1996 July 12 for a Summer Birthday Celebration.

(iv) Public Halls

The Committee was in receipt of a report from the City Clerk dated 1996 February 26, respecting the above noted matter.

The Committee approved the following:

- (a) That Schedule 15 of City of Hamilton Licencing Code 1993, being By-law 93-069 as amended, be further amended as follows:

- (i) The definition of "Public Hall" be replaced with the following:

"Public Hall" means premises or a part thereof, including a portable building or tent, used as a place of assembly which is operated as a business, where members of the public gather for the purpose of any meeting, dancing or entertainment, but does not include premises used solely for religious purposes or a theatre within the meaning of the Theatres Act, R.S.O. 1990, c. T-6, as amended; and,

- (ii) Section 3, which required the licence certificate to include the maximum capacity of the hall, be repealed; and,

- (b) That the City Solicitor be authorized and directed to prepare the necessary by-law amendment.

C. COMMISSIONER OF HUMAN RESOURCES

(i) Appointments to and Terminations from Permanent Positions

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 February 22, respecting the above noted matter and approved the following:

That the listing of Appointments to and Terminations from Permanent Positions with the Corporation of the City of Hamilton to 1996 February 22, attached herewith and marked Appendix "A", be approved.

(ii) By-law 10777 - O.M.E.R.S. Authorization By-law

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 February 27, respecting the above noted matter and approved the following:

That the City Solicitor be authorized and directed to prepare amendments to By-Law 10777 to delete in Article 4, the words "with the exception of the Fire Chief".

D. CITY SOLICITOR - Quit Claim - lands between 242 and 244 Emerald Street North

The Committee was in receipt of a report from the City Solicitor dated 1996 February 22, respecting the above noted matter.

The Committee approved the following:

- (a) That the City quit claim and release a triangular parcel of land measuring approximately 1 metre by 29 metres (Part 2, Plan 62R-6632) between 242 and 244 Emerald Street North to Linda DeRosa, the owner of 244 Emerald Street North; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute the Quit Claim Deed prepared in a form satisfactory to the City Solicitor.

E. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE

(i) Information Items

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1996 February 29, respecting Information Items. The Committee approved the following:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Joint Information Report - Commissioner of Human Resources and Fire Chief - 1996 - 1997 Firefighter Recruitment Program Update - report dated 1996 February 20th
- (b) Correspondence - The Hamilton-Wentworth Roman Catholic Separate School Board - Education Development Charges - letter dated 1996 February 8th
- (c) Information Report - City Solicitor - Municipal Law Reform - report dated 1996 February 21st.
- (d) Joint Information Report - City Clerk and Building Commissioner - Senior citizens Tax Rebate Programme - report dated 1996 February 23rd

- (e) Correspondence - Mayor W. Mulkewich, City of Burlington respecting City of Burlington Governance Issues - letter dated 1996 January 30th
- (f) Correspondence - C. R. Grigg - suggesting that all McMaster University students be required to purchase a compulsory universal bus pass - letter dated 1996 February 11th

(ii) **Rescheduling of 1996 April 23rd meeting**

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1996 February 26, respecting the above noted matter and approved the following:

That the 1996 April 23rd meeting of the Finance and Administration Committee be rescheduled to 1996 April 16th at 1:30 o'clock p.m. in Room 233, City Hall.

**REGULAR AGENDA**

3. **TREASURER - Information Report - Update - Constituent Assembly Information Requests**

The Committee was in receipt of an Information Report from the Treasurer dated 1996 February 23, respecting the above noted matter.

In response to a question from Alderman Ross, Mr. Pavelka stated that he is in receipt of a report that has tables with Matrices showing the current costs and estimated costs for Options A, B, and C. He also stated that through some assumptions, the Constituent Assembly has recommended a reduction in staff overall in all lower tier municipalities within the Region.

In response to a question from Alderman Ross, the Treasury stated that he is unaware of a fourth Option.

Alderman Charters asked if there would be substantial savings with regard to the positions which are going to be eliminated. Mr. Pavelka stated that at best the figures show that 2.4% will be saved and this figure is not statistically significant.

Mr. Pavelka stated that is unclear whether the savings will be as a result of amalgamating structures or re-engineering re-structuring existing structures. Mr. Pavelka advised that the final Constituent Assembly report is scheduled to be ready for 1996 March 27.

4. **DIRECTOR OF PROPERTY - Extension of Existing Agreement - Caretaking Services for (8) Recreational Facilities**

The Committee was in receipt of a report from the Director of Property dated 1996 February 21, respecting the above noted matter and approved the following:

- (a) That the City exercise its option and renew the Service Agreement (Ref: C15-1-92) for 1996 with Sunshine Building Maintenance Inc. of Burlington, Ontario to provide caretaking services, in accordance with the specifications issued by the Purchasing Division, at MacNab, Dalewood, Ryerson and Westmount Recreation Centres in the amount of \$118,787.59 inclusive of GST (\$7,771.15); and,

- (b) That the City exercise its option to renew the Service Agreement (Ref: C15-1-92) for 1996 with Alpha Cleaning Services Hamilton Inc. of Hamilton, Ontario to provide caretaking services, in accordance with the specifications issued by the Purchasing Division, at Bennetto, Norman "Pinky" Lewis, Churchill and Hillpark Recreation Centres in the amount of \$114,181.37 inclusive of GST (\$7,469.81); and,
- (c) That a further option to extend for one additional year (1997) be available to the City to review at or near the end of 1996 at which time the appropriate recommendation will be brought forward to Committee and Council for the necessary approval.

## 5. REFERRAL FROM CITY COUNCIL

### (a) Portable Signs - Commonwealth Square

The Committee was in receipt of a memorandum from the City Clerk dated 1996 February 28, respecting the above noted matter.

The Mayor was concerned that should the resolution pass as is that the City would have difficulty in placing signs on its own property.

A discussion ensued with regard to the Parking Authority sign. Peter Baker advised that the Parking Authority uses the sign to advertise the Art Gallery, Blood Donor Clinics, Slow Pitch Tournament, Karate Championships, Welcome to Delegates for various events, Easter Seals, Mother's Day, Support for the HPO and Opera, and operational ads such as Daily Specials.

Alderman Anderson suggested that the requests come before Council through the Committee.

Following discussion the Committee then approved the following recommendation, as amended:

That portable signs not be permitted on the property known as Commonwealth Square without Council approval, with the exception of the signboard currently in place at the corner of Summer's Lane and Main Street West, which is controlled by the Hamilton Parking Authority.

### (b) City of Hamilton direct costs resulting from the 1996 February 23 and 24 Days of Protest

The Committee was in receipt of a memorandum from the City Clerk dated 1996 February 28, respecting the above noted matter.

Discussion ensued with regard to costs to be allocated to the organizers of this event. A recommendation report from the Chief Administrative Officer dated 1996 February 26 was distributed to the Committee which included an attachment of the breakdown of the costs associated with the event.

The Mayor felt that the sanitation costs should be addressed directly by Sid Ryan. The City Solicitor advised that no extra costs were incurred with regard to the sanitation.

Alderman Ross requested that the City Solicitor go through the contract to see if the costs can be apportioned, but he was very concerned with the sanitation costs since he found it difficult to understand that no overtime was accumulated as the collection was picked up on an alternate date. In any event, Alderman Ross felt that all costs should be recuperated.

The Chief Administrative Officer felt that since Mr. Ryan prohibited the staff from picking up at that location and there was no earlier knowledge that this would happen, that the Unions should be held responsible for the loss of costs to the Corporation on that date.

In response to a question from Alderman Ross, Ms. Noé Johnson advised that when there is an application for a road closure or parade, there is a written agreement which states that the organizers will be responsible for certain costs associated with the event.

The Mayor felt that since the parties, including the Union Representatives sat down prior to the event and came to verbal agreements that there was an understanding that the Unions would be responsible with costs associated with the event.

The Mayor questioned whether barricades, Police and security measures should be included since that would be a cost incurred for any Premier in a similar situation.

Mr. Pavelka added that in addition to the \$13,436., there was lost revenue of \$23,000. for parking at the Parking Garage over the week-end which is not included. Therefore the total cost should be \$59,734.25.

Following discussion, the Committee referred the matter back to staff for a full report and requested that this report should come back on a timely basis, be it at the next Finance and Administration Committee meeting or at the next Council meeting .

6. **OTHER BUSINESS**

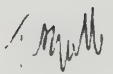
The Committee adjourned into closed session to discuss personnel matters and reconvened immediately thereafter with no report.

7. **ADJOURNMENT**

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE



Tina Agnello  
Acting Secretary  
1996 March 5



THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Andrea Ciparis	I	Sales Co-ordinator/ Secretary (S)	H.E.C.F.I.	Replacing Ms. C. Bogle - transferred, Dec. 06/95	\$25,061.40 to \$29,260.92	Feb. 05/96

1996 March 12

Appendix "A" referred  
to in Section 7 of the  
**FIFTH** Report of  
the Finance and  
Administration  
Committee for 1996.

Prepared February 22, 1996

States
Internal - 1
External - E

1996 March 12

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Brian Allick	Manager Field Services	Building	Retired	22 years, 9 months	Feb. 29/96

Prepared February 22, 1996

Glossary of Terms

Terminated -- long term disability  
-- discharge  
-- downsizing  
-- redundant

Resigned -- personal betterment  
-- personal reasons

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B.

**DATE:** 1996 March 5

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. S.G. Hollowell,  
Acting City Clerk

**SUBJECT:** Elizabeth Fry Society  
Use of Forecourt

**RECOMMENDATION:**

That approval be given to the request of The Elizabeth Fry Society, Hamilton Branch, to use the City Hall Forecourt and related equipment on Sunday, 1996 May 5 from 11:30 a.m. to 3:30 p.m. for a Walk-a-thon.

*S. G. Hollowell*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Funds in the approximate amount of \$100.00 for Property Maintenance Staff overtime associated with this event will be taken from Account CH55222-10034 - Use of City Hall Facilities by Outside Groups.

**BACKGROUND:**

The Hamilton Branch of The Elizabeth Fry Society wish to hold a Walk-a-thon on Sunday, 1996 May 5, starting and ending at the City Hall Forecourt, to raise funds for the Opportunities for Women Programme.

cc: Mayor's Office  
Rob Swan, Manager, Building Operations & Maintenance  
Information Desk

14



# CITY OF HAMILTON

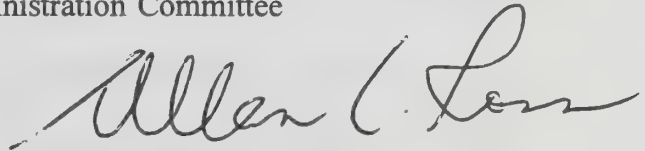
## -RECOMMENDATION-

C. (i)  
MAR 13 1996

DATE: February 6 1996

REPORT TO: Susan K. Reeder, Secretary  
Finance and Administration Committee

FROM: Allan C. Ross  
Treasurer



SUBJECT: Supply and Delivery of Annual Supplies for 1996

**RECOMMENDATION:** That purchase orders be issued for the supply and delivery of Annual Supplies for various City Departments as and when required during 1996, in accordance with specifications issued by Purchasing, and Vendors' tenders, to those suppliers listed in this report and to be financed through various approved accounts.

### A. AGGREGATES

<u>Supplier</u>	<u>Material</u>	<u>Unit Pricing</u>	
		Tractor Trailer	Tri-Axle Tandem
1. Lakeview Sand & Gravel	Granular 'A'	\$ 7.20	\$ 7.20
2. Redland Quarries	Granular 'A'	7.35	7.85
3. Taro Aggregates Ltd.	19mm Clear	8.50	9.00
4. Redland Quarries	9.5mm Chips Washed	11.25	11.75
5. Taro Aggregates Ltd.	53mm Clear	8.50	9.00
6. Redland Quarries	#8 Dust Suppressed Grits	28.60	29.10
7. Redland Quarries	Athlete Field Lime	16.00	16.50
8. Redland Quarries	19mm Crusher Run	7.35	7.85
9. Lakeview Sand & Gravel	19mm Crusher Run	7.40	7.40
10. Redland Quarries	53mm Crusher Run	7.35	7.85
11. Redland Quarries	Rubble Stone	15.50	16.00
12. Redland Quarries	75-200mm Gabion Stone	15.10	15.60
13. Redland Quarries	9.5mm Screenings	8.00	8.50
14. Taro Aggregates Ltd.	9.5mm Screenings	8.00	8.50

\* Note that all prices are on a per tonne basis. GST and PST extra where applicable.

## B. MIXED PORTLAND CEMENT CONCRETE

<u>Sidewalk, Curb &amp; Roadway Concrete</u>	<u>Delivered</u>	<u>Picked Up</u>
Dufferin Concrete Products, Hamilton	\$ 94.55	\$ 82.55
Lafarge Construction Material, Hagersville	96.75	96.75
Independent Ready Mix Concrete, Hannon	100.00	98.00
<u>Unshrinkable Fill</u>		
Dufferin Concrete Products, Hamilton	\$47.00	\$ 40.10
Independent Ready Mix Concrete, Hannon	49.00	45.50
Lafarge Construction Material, Hagersville	58.00	58.00

\* Note that all prices are on a cubic metre basis.

## C. ASPHALTIC CONCRETE AND BITUMINOUS MATERIALS

<u>Asphalt Surface Course (H.M.3)</u>		
Capital Paving, Guelph	picked up	\$ 38.80
Lafarge Construction Materials, Hamilton	picked up	42.50
Cayuga Materials & Construction Co. Ltd., Cayuga	picked up	43.00

<u>Asphalt Binder Course (H.M.5)</u>		
Cayuga Materials & Construction Co. Ltd., Cayuga	picked up	\$ 42.00
Lafarge Construction Materials, Hamilton	picked up	42.00
Capital Paving, Guelph	picked up	43.00

<u>HLS030 Hot Lay, HL-3(HS) Asphalt</u>		
Cayuga Materials & Construction Co. Ltd, Cayuga	picked up	\$ 43.00
Capital Paving, Guelph	picked up	43.00
Lafarge Construction Materials, Hamilton	picked up	44.00

<u>Cationic Asphalt Emulsions CRS-2</u>		
Norjohn Ltd., Thorold		0.2588

<u>Additional Cost to Supply a Tank for Duration of Contract</u>		
Norjohn Ltd., Thorold		No Charge

<u>Cationic Asphalt Emulsions CRS-2</u>			
Norjohn Ltd., Thorold	CRS-2	delivered	0.2588
Norjohn Ltd., Thorold	CRS-2 Latex Modified	delivered	0.3195

## C. ASPHALTIC CONCRETE AND BITUMINOUS MATERIALS - continued

### Hot Liquid Asphalt

Lafarge Construction Materials, Hamilton	picked up	\$ 5.00L
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### Premium (Permanent) Asphaltic Concrete Patching Mixture QPR2000

TCG Materials, Brantford	picked up	\$ 75.00
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Lafarge Construction Materials, Hamilton	picked up	80.00
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TCG Materials, Brantford QPR2000 Fine	picked up	85.00
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### Premium (Permanent) Asphaltic Concrete Patching Mixture QPR2000

TCG Materials, Brantford	delivered	\$ 75.00
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Lafarge Construction Materials, Hamilton	delivered	85.00
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TCG Materials, Brantford QPR2000 Fine	delivered	85.00
---------------------------------------	-----------	-------

### Crack Sealing Material

McAsphalt Industries Ltd, Scarborough	delivered	.2485/lb.
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\* Note that all prices are on a per tonne basis unless otherwise noted.

## D. CHEMICALS

### Pollard Highway Products

Flake Calcium Chloride	delivered	\$0.3490
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Liquid Calcium Chloride	delivered	\$0.1050
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\* Note that all prices are per KG.

\* GST and PST extra where applicable in all sections.

## **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Sufficient appropriations are available in the 1996 current budget and the 1996 portion of the capital budget to purchase those annual supplies required for regular maintenance activities and the undertaking of specific projects with each department.

## **BACKGROUND:**

On an annual basis, the City of Hamilton Purchasing Department undertakes co-operative tenders for various commodities utilized during the year. The various vendors were chosen based on the lowest price and/or their proximity to the job site.

These commodities are used in the day-to-day operations of various park and road maintenance.

In the past each individual department would submit a report to council recommending the awarding of these annual supplies. This report combines all the individual departments requirements so that only one report is necessary each year.

The following are the approximate dollars that were spent in 1995 for each commodity:

A. AGGREGATES	\$400,000.00
B. MIXED PORTLAND CEMENT CONCRETE	\$385,000.00
C. ASPHALTIC CONCRETE AND BITUMINOUS MATERIALS	\$690,000.00
D. CHEMICALS	\$ 40,000.00

CR/CFE

/ts

C. (ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 05

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee


**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Authorization to enter into extension agreements on  
specific properties for the payment of realty tax arrears

**RECOMMENDATION:**

- 1) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on June 28, 1994:  

293 Wellington North 216 West 33rd	350 Ferguson North
---------------------------------------	--------------------
- 2) That the attached by-law to authorize the said Extension Agreements be enacted by Council.
- 3) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The execution of the by-law and agreements, where required, will defer the City's right to sell the lands for tax arrears for a maximum period of 24 months; however, the City will be in receipt of regular monthly payments towards current and prior years arrears over the term of the agreements.

## **BACKGROUND:**

Section 8 of the Municipal Tax Sales Act provides that the municipality, by a by-law passed after the registration of the tax arrears certificate and before the expiry of the one-year period for redemption, may authorize an extension agreement with the owner of the land extending the period in which the cancellation price is to be paid. On June 28, 1994, in accordance with this legislation, Council approved a policy authorizing the City to enter into extension agreements with taxpayers providing certain conditions were met.

The owner of a property which has been registered for tax arrears may request the City to consider an extension agreement at any time up to and including the final day on which the redemption period expires. Administratively, there may not be sufficient time to obtain the necessary Council approval of the by-law prior to this deadline. Accordingly, staff are requesting advance authorization for the City to enter into extension agreements, if necessary, with the owners of the above specific properties providing they meet the conditions outlined in the policy adopted by Council on June 28, 1994.

In certain instances when all of the conditions in the extension agreement policy are not met the Treasurer should be allowed the latitude to recommend an extension agreement be entered into if it is deemed to be in the best financial interest of the municipality. Under these circumstances a separate report would be provided to the Committee for deliberation and approval.

During the initial months of this repayment option it has been ascertained that operational time constraints, e.g. writing of reports, council approvals, make it necessary to have the authorization to enter into these extension agreements pre-approved. Accordingly, in the month that the legislated final notices for the tax registration process are mailed out (280 days from the registration date), a listing of all those properties for which the owners may wish to enter into an extension agreement will be forwarded to Committee and Council for approval. Owners who show an interest in entering into an extension agreement with the City prior to the mailing of the final notices, will be added to the monthly reports as required.

/TAB

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96-**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
  - (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
  - (c) that any person may pay the Cancellation Price at any time.
  - (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
  - (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.
3. As also provided in the Municipal Tax Sales Act,
- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
  - (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this

day of

1995, A.D.,

CITY CLERK

MAYOR

**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

A)	PROPERTY ADDRESS	293 WELLINGTON NORTH
	SERIAL NUMBER	02 01810 9430
	BRIEF LEGAL DESCRIPTION	PLAN 287 LOTS 135 – 139, PART LOTS 125 134 AND 140 – 144
	DATE OF REGISTRATION	PLAN 89 LOTS 1 – 10 JUNE 2, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM210943
	REDEMPTION DATE	JUNE 2, 1996
	TOTAL ARREARS	\$872,939.44
B)	PROPERTY ADDRESS	350 FERGUSON NORTH
	SERIAL NUMBER	02 01810 0050
	BRIEF LEGAL DESCRIPTION	PLAN 89 PART PARCEL 80 PLAN 64 PART PARCEL 76 RP 62R9218 PART 4
	DATE OF REGISTRATION	JUNE 2, 1995
	INST # OF TAX ARREARS CERTIFICATE	VM210944
	REDEMPTION DATE	JUNE 2, 1996
	TOTAL ARREARS	\$27,522.97
C)	PROPERTY ADDRESS	216 WEST 33RD
	SERIAL NUMBER	08 10820 3900
	BRIEF LEGAL DESCRIPTION	PLAN 603 PART LOTS 770 TO 773
	DATE OF REGISTRATION	SEPTEMBER 12, 1995
	INST # OF TAX ARREARS CERTIFICATE	LT388971
	REDEMPTION DATE	SEPTEMBER 12, 1996
	TOTAL ARREARS	\$18,964.43



D. (i)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 11

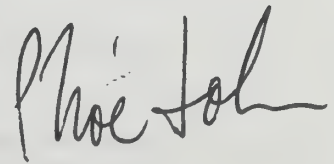
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** By-law To Amend Body Rub Parlour By-law No. 76-32  
Respecting Licence Fees

**RECOMMENDATION:**

That the attached By-law be enacted by City Council.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

n/a

**BACKGROUND:**

On February 27, 1996, Committee of the Whole approved Section 2 of the 2nd Report to add a \$50.00 fee for licences under this by-law applicable to new applications (other than for a renewal), which fee is non-refundable in the event the licence is not issued, and directed the City Solicitor to prepare the attached by-law and Schedule for enactment.

RAS:mm

The Corporation of the City of Hamilton

BY-LAW NO. 96-

To Amend Body Rub Parlour By-law No. 76-32 Respecting:

**LICENCE FEES**

**WHEREAS** body rub parlours are licensed, regulated and governed under the City of Hamilton By-law No. 76-32 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, directed that the By-law be further amended to provide for a fifty-dollar added fee to cover costs on first time applications, being non-refundable in the event of non-issuance of the licence;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Licensing By-law 76-32 as amended, is further amended by repealing and replacing Section 27 with the following :

"27. (1) The respective sums of money set out in Column 2 of Schedule 1 opposite the types of licences described in Column 1 of the Schedule, which Schedule is attached to and forms a part of this by-law, are respectively fixed as the annual fee for each such licence, payable and due at the time of application.

(2) For greater certainty, the fees fixed in (1) shall be for the calendar year or part thereof remaining.

(3) In the case of an application for a licence other than a renewal, fifty-dollars of the licence fee is non-refundable in the event the licence is not issued, and for the sake of clarity, "renewal" means renewal by the current licensee of the previous year's licence."

2. By-law 76-32 as amended, is further amended by repealing and replacing Schedule 1 with Schedule "A", which is attached to and forms a part of this by-law.
3. In all other respects By-law No. 76-32 as amended is hereby confirmed without change.

**PASSED** this

day of

A.D. 1996.

City Clerk

Mayor

SCHEDULE 1 TO BY-LAW 76-32  
RELATING TO ANNUAL FEES for  
LICENCES and EXPIRY DATES

COLUMN 1	COLUMN 2	COLUMN 3
Description of Licence	Fee	Expiry Date
<hr/>		
1. Body-rub licences:		
(a) Owner who does not operate his or her own body-rub parlour:		
i. for renewal	\$6,670.00	December 31
ii. for other than a renewal	\$6,720.00	December 31
(b) Owner who operates his or her own body-rub parlour:		
i. for renewal	\$6,670.00	December 31
ii. for other than a renewal	\$6,720.00	December 31
(c) Operator:		
i. for renewal	\$ 270.00	December 31
ii. for other than a renewal	\$ 320.00	December 31
(d) Person other than a licensed owner or operator performing, offering, soliciting or making available body-rubs in, at or upon a body-rub parlour		
i. for renewal	\$ 270.00	December 31
ii. for other than renewal	\$ 320.00	December 31



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D. (ii)

**DATE:** 1996 March 11

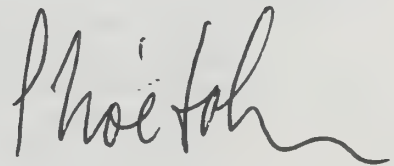
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** By-law to Amend Licensing By-law 93-069 Respecting  
Public Halls

**RECOMMENDATION:**

That the attached By-law be enacted by City Council.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

n/a

**BACKGROUND:**

On March 12, 1996, City Council adopted Item 6 of the 5th Report of the Finance and Administration Committee, directing the City Solicitor to prepare the attached By-law. The new definition is intended to clarify enforcement and licensing.

RAS:mm

The Corporation of the City of Hamilton

BY-LAW NO. 96-

To Amend:

Licensing By-law No. 93-069

Respecting:

**PUBLIC HALLS**

**WHEREAS** public halls are licensed, regulated and governed by Schedule 15 to Licensing By-law No. 93-069 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 6 of the 5th Report of the Finance and Administration Committee, at its meeting held on the 12th day of March, 1996, directed that Schedule 15 of By-law No. 93-069 be further amended to replace the definition of "public hall" and delete the requirement for the licence to state the hall capacity;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule 15 to Licensing By-law No. 93-069, is amended by repealing subsection 1(h), repealing section 3, and replacing subsection 1(h) with the following:

"(h) "public hall" means premises or a part thereof, including a portable building or tent, used as a place of assembly which is operated as a business, where members of the public gather for the purpose of any meeting, dancing or entertainment, but does not include premises used solely for religious purposes or a theatre within the meaning of the Theatres Act, R.S.O. 1990, c. T-6, as amended."

2. In all other respects By-law No. 93-069 as amended, is hereby confirmed without change.

PASSED this                      day of                      A.D. 1996.

City Clerk

Mayor

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D.  
(iii)

**DATE:** 1996 March 11

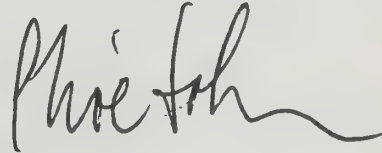
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** By-law to Amend Schedule 4 of Licensing By-law 93-069  
Respecting Interior Advertising in Taxi-Cabs

**RECOMMENDATION:**

That the attached By-law be enacted by City Council.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

n/a

**BACKGROUND:**

On February 27, 1996, City Council adopted Item 11 of the 4th Report of the Finance and Administration Committee, directing the City Solicitor to prepare the attached By-law. The by-law continues rear window advertising after the expiry of the six month trial period.

RAS:mm

The Corporation of the City of Hamilton

BY-LAW NO. 96-

To Amend:

Schedule 4 of Licensing By-law No. 93-069

Respecting:

**INTERIOR ADVERTISING IN TAXI-CABS**

**WHEREAS** taxi-cabs are licensed, regulated and governed by Schedule 4 to Licensing By-law No. 93-069 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 11 of the 4th Report of the Finance and Administration Committee, at its meeting held on the 27th day of February, 1996, directed that Schedule 4 of By-law No. 93-069 be further amended to allow rear window advertising;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 19 of section 12 of Schedule 4 to Licensing By-law No. 93-069, as amended in By-law 93-043, is further amended by adding the following as sub-paragraph (1b), immediately after sub-paragraph (1a) :

"(1b) In addition to the advertising permitted in sub-paragraphs (1) and (1a), advertising is permitted on the rear window of the taxi-cab, provided it is transparent from the interior of the taxi-cab so the driver is able to observe traffic and objects through the rear window of the vehicle; and "

2. In all other respects By-law No. 93-069 as amended, is hereby confirmed without change.

PASSED this

day of

A.D. 1996.

City Clerk

Mayor

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D.  
(iv)

**DATE:** 1996 March 11

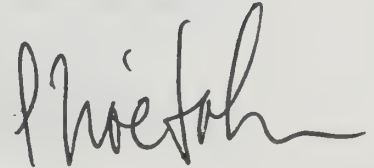
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** By-law to Amend Adult Video Store By-law No. 95-173  
Respecting Licence Fees

**RECOMMENDATION:**

That the attached By-law be enacted by City Council.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

n/a

**BACKGROUND:**

On February 27, 1996, Committee of the Whole approved Section 2 of the 2nd Report to add a \$50.00 fee for licences under this by-law applicable to new applications (other than for renewal), which fee is non-refundable in the event the licence is not issued, and directed the City Solicitor to prepare the attached by-law for enactment.

RAS:mm

The Corporation of the City of Hamilton

BY-LAW NO. 96-

To Amend Adult Video Store By-law No. 95-173

Respecting:

**LICENCE FEES**

**WHEREAS** stores in which adult videos are provided are licensed, regulated and governed under the City of Hamilton By-law No. 95-173 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, directed that the By-law be further amended to provide for a fifty-dollar added fee to cover costs on first time applications, being non-refundable in the event of non-issuance of the licence;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 6(2) of By-law No. 95-173 as amended, is amended by repealing and replacing paragraph 6(2)(a) with the following :

"(a) full payment of the licence fee, in the case of a Class A adult video store being \$2,000.00 for a renewal and \$2,050.00 for other than a renewal, and in the case of a Class B adult video store being \$150.00 for a renewal and \$200.00 for other than a renewal, for each such licence applied for;"

2. Section 6 of Licensing By-law 95-173 as amended, is further amended by adding the following as subsection (3), immediately after subsection 6(2) :

"(3) In the case of an application for a licence other than a renewal, fifty-dollars of the licence fee is non-refundable in the event the licence is not issued, and for the sake of clarity in this section, "renewal" means renewal by the current licensee of the previous year's licence."

3. In all other respects By-law No. 95-173 as amended is hereby confirmed without change.

**PASSED** this                      day of                      A.D. 1996.

City Clerk

Mayor

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D.  
(v)

**DATE:** 1996 March 11

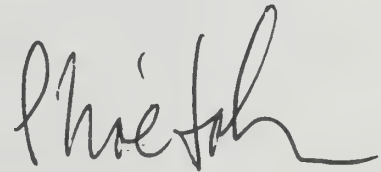
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** By-law to Amend Adult Entertainment Parlour By-law  
No. 79-144 Respecting Licence Fees

**RECOMMENDATION:**

That the attached By-law be enacted by City Council.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

n/a

**BACKGROUND:**

On February 27, 1996, Committee of the Whole approved Section 2 of the 2nd Report, to add a \$50.00 fee for licences under this by-law applicable to new applications (other than for renewal), which fee is non-refundable in the event the licence is not issued, and directed the City Solicitor to prepare the attached by-law for enactment.

RAS:mm

The Corporation of the City of Hamilton

BY-LAW NO. 96-

To Amend Adult Entertainment Parlour By-law No. 79-144

Respecting:

**LICENCE FEES**

**WHEREAS** adult entertainment parlours are licensed, regulated and governed under the City of Hamilton By-law No. 79-144 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, directed that the By-law be further amended to provide for a fifty-dollar added fee to cover costs on first time applications, being non-refundable in the event of non-issuance of the licence;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Licensing By-law 79-144 as amended, is further amended by repealing and replacing Section 6 with the following :

" 6. (1) Subject to subsection (3), every person shall, upon application for a licence, pay to the City the applicable fee set out in columns 2, 3, 4, or 5 of Schedule 1.00, which schedule is attached to and forms a part of this by-law, for the corresponding class of adult entertainment parlour described in column 1.

(2) No licence shall be issued where the fee under (1) is not paid in full at the time of application.

(3) The fee required to be paid for other than a renewal of a licence under this by-law, shall be the fee payable under subsection (1), plus fifty-dollars, and for the sake of clarity in this section, "renewal" means renewal by the current licensee of the previous year's licence.

(4) In the case of an application for a licence other than a renewal, fifty-dollars of the licence fee is non-refundable in the event the licence is not issued."

2. In all other respects By-law No. 79-144 as amended is hereby confirmed without change.

PASSED this

day of

A.D. 1996.

City Clerk

Mayor

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D.  
(vi)

**DATE:** 1996 March 11

**REPORT TO:** J. J. Schatz, Secretary  
Committee of the Whole

MAR 12 1996

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** Debenture By-law - Capital Project - 1996

**RECOMMENDATION:**

That the attached By-law be enacted by City Council.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

On January 30, 1996, City Council in adopting Section 1 of the 1st Report of the Committee of the Whole approved the 1996 Capital Budget and further authorized the City Solicitor to prepare the appropriate by-law for the project requiring debenture financing for approval of City Council.

LEF:as

c.c. A. Ross, Treasurer  
Attention: N. Adhya



SCHEDULE "A" TO BY-LAW NO. 96-

<u>Project</u>	<u>Gross Cost</u>	<u>Reserve Financing</u>	<u>Debenture Amount</u>	<u>Term of Debenture</u>
79.0 Roadways and Sidewalks Reconstruction Program	\$5,982,000	\$1,458,000	\$4,524,000	20 years



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

E.

**DATE:** 1996 March 8

MAR 11 1996

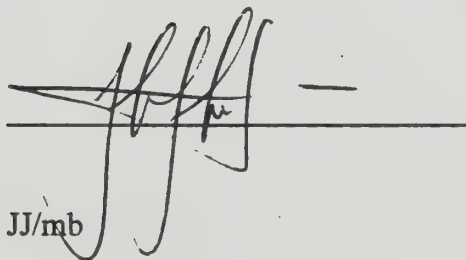
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** Appointments to and Terminations from Permanent  
Positions with the Corporation of the City of Hamilton (C-  
012-096)

**RECOMMENDATION:**

That the attached listing of Appointments to and Terminations from Permanent positions with the Corporation to 1996 March 7 be approved.



Handwritten signature of JJ/mb over a horizontal line.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

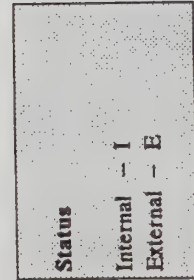
Attached.

**THE CORPORATION OF THE CITY OF HAMILTON**

**APPOINTMENTS TO PERMANENT POSITIONS**

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. David Bowley	I	Foreman III (F2)	Public Works	Replacing Mr. R. Duckworth - promoted June 30/95	\$39,884.00 to \$45,843.20	Feb. 26/96
Mr. Paul Buckle	I	Traffic Legislative Specialist (14)	Traffic	New Position Council Approved December 12, 1995	\$32,575.92 to \$37,020.36	Feb. 19/96
Mr. J.P. Doyle	I	Captain (C8)	Fire	Replacing Mr. R. Divinski - retired, Oct. 31/94	\$61,750.44	Feb. 11/96
Mr. P. Galinis	I	Captain (C8)	Fire	Replacing Mr. P. Marchese - promoted, May 8/94	\$61,750.44	Feb. 11/96
Mr. P. Gallacher	I	Captain (C8)	Fire	Replacing Mr. D. Factor - promoted, May 8/94	\$61,750.44	Feb. 11/96

Prepared March 7, 1996



THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. William Morden	Sanitation Worker	Public Works	Deceased	18 years, 10 months	Feb. 14/96

Prepared March 7, 1996

Glossary of Terms

Terminated -- long term disability  
-- discharge  
-- downsizing  
-- redundant

Resigned -- personal betterment  
-- personal reasons



# CITY OF HAMILTON

## -RECOMMENDATION-

F.

**DATE:** 1996 March 13th

**REPORT TO:** Alderman B. Charters, Chairman & Members,  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary,  
Finance and Administration Committee

**SUBJECT:** Information Items

### RECOMMENDATION:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Information Report - City Solicitor - Bill 26 - "the Savings and Restructuring Act, 1995" - report dated 1996 March 7
- (b) Information Report - Chief Administrative Officer - Corporate Management - report dated 1996 March 4
- (c) Correspondence - Deputy Minister, Health Canada - Advertisement of tobacco products - letter dated 1996 March 4th
- (d) Information Report - City Solicitor and City Treasurer - Tax Sale - report dated 1996 March 11th
- (e) Correspondence - Executive Director, Hamilton Sesquicentennial Celebrations Inc. - Financial report - Hamilton Sesquicentennial Celebrations Inc. - memo dated 1996 March 6th
- (f) Minutes - Hamilton Status of Women Sub-Committee - meeting held 1996 February 5th

*Susan K. Reeder*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

### BACKGROUND:

The above-noted documents have been sent out to members of the Committee and the applicable staff for information purposes, and are being formally presented to the Committee in order to be officially received. Approval of this recommendation to receive these documents will ensure that the circulation procedure followed for these matters is recorded.



URBAN/MUNICIPAL  
CAY ON HBL AOS  
C51F31  
1996



Urban/Municipal Librarian  
Hamilton Public Library  
2nd Floor

URBAN MUNICIPAL

## NOTICE OF MEETING

### FINANCE AND ADMINISTRATION COMMITTEE

APR 3 1996

Tuesday, 1996 April 2  
1:30 o'clock p.m.  
Room 233, City Hall

GOVERNMENT DOCUMENTS

Susan K. Reeder, Secretary  
Finance and Administration Committee

### AGENDA

A. DELEGATION - Linda Pottruff - daughters' pet monkey

(a) Information Report - H.S.P.C.A. (copy to follow)

1. IN CAMERA AGENDA

2. CONSENT AGENDA

3. ALDERMAN V. AGRO

Designation of the Art Gallery of Hamilton and Theatre Aquarius - realty free tax exemption

(a) Information Report - Treasurer

4. TREASURER

Status of Pilot Project - Use of Bailiffs for the Collection of Outstanding Business Tax Arrears



5. **CITY CLERK**

- (a) 1996 Federation of Canadian Municipalities Conference - 1996 May 31 - June 3 - Calgary Alberta
- (b) Extension of Hours request - Hamilton International Air Show - 1996 June 15 - 16

6. **COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

1996 Street Vendor Programmes

7. **CITY SOLICITOR AND CITY TREASURER**

Summer Career Placement Program

8. **OTHER BUSINESS**

9. **ADJOURNMENT**



A.

TO WHOM IT MAY CONCERN:

I have been told I have to submit a letter to why I should be allowed to keep my pet MONKEY. The monkey was given to my daughter shortly after her father died. My daughter has a hearing disability and when her father died she couldn't realize why he had died. She became withdrawn and didn't really want to socialize with her classmates. When her uncle gave her the monkey it was with the understanding she be responsible to feed it and clean its cage. She has lived up to her responsibilities and she even got a job helping her cousin deliver the spectator so she could have her spending money, & buy her monkey treats.

The Lady from the SPCA said it looked like the monkey has well looked after, so there is no doubt she has been doing her job. When the lady came back from the SPCA my daughter cried her eyes out, saying she wasn't going to let her take it.

I think taking the monkey away from her may psychologically scar her. My daughter says to me "WHY DO THEY WANT TO TAKE HER MONKEY WHEN IT DOESN'T BOTHER ANYONE" it never leaves the cage except when she cleans the cage, then it goes back in it.

The building superintendent knows we have it and he said it was O.K. to have it when we moved in. I am ~~living~~ living in a low income apartment for I am a widow and cannot afford to move just so my daughter can keep it. But it's OK with the super anyway so I don't know what the problem with the SPCA. I have learned through friends that vietnamese pot belly pigs are allowed in city whereas my monkey which may

V

weigh 2 lbs. What kind of law or justice  
is this? As for this building we reside  
in, there are birds, cats, dogs, nobody says  
anything about them. I think there is  
someone who doesn't want me & my daughter  
to enjoy ourselves with our little  
affectionate, "DIFFERENT" kind of pet.

Linda Poltruff

190 LIMERIDGE RD WEST  
APT 703

# Notice of Trial/Avis de procès

Form/Formule 8

Offence No. 23576925  
N° de l'infraction  
D. L. No.  
N° de permis de conduire  
Sex F D.O.B. 02/06/48  
Sexe Date de naissance

Offence Date February 1/96  
Date de l'infraction  
Plate  
N° de plaque d'immatriculation  
C.V.O.R.  
Immatriculation UVU

Officer No. 289  
N° de l'agent  
Enforcement Agency SPC22  
Organisme chargé de l'exécution  
Unit  
Unité

To:  
A

Jean Thompson,  
190 Limeridge Rd. W. #703  
Hamilton, Ont.

You are charged with the following offence: / Vous êtes accusé(e) de l'infraction suivante :

On the/Le 1st day of/jour de February, 19 96, at/à 5:18pm/(heure) at/à 190 Limeridge Rd. W. you did commit the offence of/vous avez commis l'infraction de Keep a class "5" animal - to wit: monkey - within the city limits contrary to the/en contravention à la City of Hamilton by-law statute/loi section/article

The total payable includes the Set Fine, costs and Victim Fine Surcharge as indicated on your Notice of Offence.

Le montant total exigible comprend l'amende fixée, les frais et la suramende compensatoire, comme il est indiqué sur votre avis d'infraction.

Total payable  
Montant total exigible \$ 60.00

TAKE NOTICE that on the 4th day of April, 19 96, at 9 a.m./p.m., your trial will be held at:

32 James St. S., 4th Floor, Hamilton, Ont.

AVIS VOUS EST DONNÉ que le jour de 19 96, à heure, votre procès sera tenu à

Court Address/Adresse du tribunal

This will confirm that you have ( chosen to/have chosen not to ) challenge the evidence of the Provincial Offences Officer.  
(delete inapplicable)

Your trial will be held on the date and time noted above at the Ontario Court (Provincial Division) shown. You and your witnesses should be ready for your trial at that time. If you do not appear, you will be deemed not to dispute the charge and the court may convict you in your absence without further notice.

Ceci confirme que vous avez choisi ( de contester/de ne pas contester ) la preuve de l'agent des infractions provinciales.  
(biffez la mention inutile)

Votre procès se tiendra à la date et à l'heure indiquées ci-dessus à la Cour de l'Ontario (Division provinciale) susmentionnée. Vos témoins et vous-même devrez être prêts pour votre procès à cette date. Si vous ne comparez pas, vous serez réputé(e) ne pas contester l'accusation, et le tribunal pourra vous déclarer coupable en votre absence, sans autre avis.

Issued at Hamilton this 19th day of February, 19 96.  
Décerné à ce jour de

## OFFICE USE ONLY/RÉSERVÉ AU GREFFE

I certify that a copy of this Notice was:  
J'atteste qu'une copie de cet avis a été

- ☒ sent by mail to defendant  
envoyée par courrier au défendeur  
☐ given personally to defendant  
remise en mains propres au défendeur

Clerk/Judge/Greffier/Juge de paix Date

I certify that a copy of this Notice was:  
J'atteste qu'une copie de cet avis a été

- ☐ sent by mail to prosecutor  
envoyée par courrier au poursuivant  
☐ given to prosecutor or agent  
donnée au poursuivant ou au représentant

Clerk/Judge/Greffier/Juge de paix Date

I certify that I have given notice to the Provincial Offences Officer of the defendant's intention to challenge the operator's evidence at trial.

J'atteste que j'ai donné un avis à l'agent des infractions provinciales de l'intention du défendeur de contester la preuve de l'opérateur au procès.

Clerk/Greffier Date

FOR INFORMATION ON ACCESS TO ONTARIO COURTS  
FOR PERSONS WITH DISABILITIES, CALL 1-800-387-4456  
TORONTO AREA 326-0111  
POUR PLUS DE RENSEIGNEMENTS SUR L'ACCÈS DES PERSONNES HANDICAPÉES  
AUX TRIBUNAUX DE L'ONTARIO, COMPOSEZ LE 1-800-387-4456  
RÉGION DE TORONTO 326-0111



Ministry of  
the Attorney  
General

Ministère du  
Procureur  
général

Ontario Court (PD), 125 Main Street East  
Hamilton, ON L8N 3Z3

IMPORTANT MESSAGE  
MESSAGE IMPORTANT

Phone No. / N° de tél.: (905) 525-1840

To / À:

0002421

JEAN THOMPSON  
190 LIMERIDGE W #703  
HAMILTON ON L9C 7M6

12L 1  
XX70 (A)

Place of Offence Lieu de l'infraction <b>190 LIMERIDGE W #703</b>	Offence Date Date de l'infraction <b>February 1, 1996</b>	Offence Infraction <b>BYLAW 999/191000000</b>
Plate No. N° de plaque d'immatriculation	File No. N° de dossier <b>4711999002357692500</b>	Set Fine Amount including Victim Fine Surcharge / Amende fixée, y compris la suramende compensatoire <b>\$ 60.00</b> Set Fine including Victim Fine Surcharge if you plead guilty / Amende fixée, y compris la suramende compensatoire, si vous plaidez coupable

You were recently charged with the above noted offence. A response from you is now overdue. Please respond immediately to avoid additional costs.

For most Provincial and Municipal offences, an additional administrative fee of \$3.75 will be charged if you are convicted without responding. A further \$20.00 will be charged if you default on payment after conviction.

If you have already responded to this matter (paid the fine, requested a trial, scheduled an appointment, or made other contact with the court office), please disregard this notice.

DEFAULT OF PAYMENT FOLLOWING CONVICTION MAY RESULT IN:

- *Informing the Credit Bureau of the debt;*
- *Referral to the Government's Central Collection Services or to a Private Collection Agency for formal collection proceedings.*

See reverse side of this form for additional legal measures which may be taken to collect on default of payment following conviction.

ATGEN7 (1/95)

COMPLETE AND DETACH THIS PORTION AND SEND WITH PAYMENT.  
SEE BACK FOR MAILING AND PAYMENT INSTRUCTIONS.



NAME AND ADDRESS: **JEAN THOMPSON**  
NOM ET ADRESSE: **190 LIMERIDGE W #703**  
**HAMILTON ON L9C 7M6**

REMPLISSEZ CETTE PARTIE, DÉTACHEZ-LA ET ENVOYEZ-LA AVEC VOTRE PAIEMENT.  
LES DIRECTIVES D'ENVOI PAR LA POSTE ET LES MODES DE PAIEMENT SONT INDiquÉS AU VERSO.



☐ CHEQUE / MONEY ORDER ENCLOSED  
CHÈQUE / MANDAT JOINT

☐ VISA  
VISA

☐ MASTERCARD  
MASTERCARD

CARD NUMBER / N° DE LA CARTE

CARD EXPIRY DATE: (MONTH) (YEAR)  
DATE D'EXPIRATION: (MOIS) (ANNÉE)

CARDHOLDER'S SIGNATURE / SIGNATURE DU DÉTENTEUR DE LA CARTE

TOTAL AMOUNT DUE  
MONTANT TOTAL EXIGIBLE

\$ 60.00

60 70 AG

4711 999 00 23576925 00 8 00000006000 5

## FAILURE TO PAY

Defaulted fine payments following conviction may also result in:

- Suspension of a driver's license, or
- Refusal to renew a license plate.

Some of the following other legal measures may be available to collect defaulted payment following conviction:

- Register a lien against real property;
- Require banks or other financial institutions to deduct from accounts (including RRSP funds) the money owing and send it to the court office;
- Instruct the enforcement officials of the civil courts to seize and sell property;
- Require employers to deduct from wages the amount owing and send it to the court office;
- Ask a Justice of the Peace to issue a warrant for the arrest of the defaulter.

## HOW TO PAY

- By credit card - Visa or MasterCard
  - through the mail by completing authorization form below
  - over the telephone 6 a.m. to midnight, 7 days a week, or at Service Ontario Kiosks. Call (416) 326-FINE (3463) in the Metro Toronto calling area, or 1-800-465-FINE (3463) for all other areas of the Province to make credit card payment over the telephone or for information on specific Kiosk locations.
- By cheque or money order by mailing the bottom portion of this Notice to Oshawa Fine Payment Office.
- In person at any Provincial Division Court Office by cheque, money order, credit card or cash.

If you have any questions regarding this matter, please contact the court office at the address shown on the upper left-hand corner of the front of this notice.

When you mail your payment and this notice, you assume the consequences if, for any reason, the payment is not received in time.

Dishonoured cheques will be subject to an administrative charge and the amount may be immediately referred to the Government's Central Collection Service.

Make Cheque / Money Order payable to "Minister of Finance" and write the file number on the front of the cheque/ money order. Do not send cash, correspondence, or post-dated cheques with your payment. If paying by Credit Card, please fully complete and sign the reverse side.

## DEFAUT DE PAIEMENT

Le défaut de paiement des amendes suivant une condamnation peut également entraîner:

- la suspension d'un permis de conduire, ou
- le refus de renouvellement d'une plaque d'immatriculation.

Certaines des mesures légales supplémentaires suivantes peuvent être prises pour recouvrer un paiement en défaut suivant une condamnation:

- Inscrire un privilège contre des biens immobiliers;
- Exiger des banques ou autres établissements financiers de déduire de comptes (y compris les comptes de REER) le montant exigible et de l'envoyer au greffe;
- Ordonner aux agents d'exécution des tribunaux civils de saisir et vendre des biens;
- Ordonner aux employeurs de déduire du salaire le montant exigible et de l'envoyer au greffe;
- Demander à un juge de paix de délivrer un mandat pour l'arrestation du défaillant.

## MODE DE PAIEMENT

- Par carte de crédit : Visa ou MasterCard
  - par la poste, en remplissant la formule d'autorisation ci-dessous
  - au téléphone, de 6 h le matin jusqu'à minuit, 7 jours par semaine, ou aux kiosques de Service Ontario. Pour effectuer le paiement par carte de crédit au téléphone ou pour obtenir des renseignements sur l'emplacement des kiosques de Service Ontario, composez le (416) 326-3463, dans la zone d'appel de la région métropolitaine de Toronto, ou le 1-800-465-3463 pour toutes les autres régions de la province.
- Par chèque ou mandat, en adressant la partie inférieure du présent avis au bureau de paiement des amendes d'Oshawa.
- En personne, à n'importe quel greffe de la Division provinciale, par chèque, mandat, carte de crédit ou en espèces.

Si vous avez des questions à ce sujet, veuillez communiquer avec le greffe, à l'adresse indiquée dans le coin supérieur gauche, sur la première page du présent avis.

Lorsque vous postez votre paiement et le présent avis, vous en assumez les conséquences si, pour une raison quelconque, le paiement n'est pas reçu à temps.

Les chèques refusés sont assujettis à des frais administratifs et le dossier peut être immédiatement renvoyé au Service central de recouvrement du gouvernement.

Libellez votre chèque ou mandat à l'ordre du «Ministre des Finances» et indiquez le numéro de dossier au recto du chèque/ mandat. N'envoyez pas d'argent comptant, ni de correspondance ni de chèques postdatés avec votre paiement. Si vous payez par carte de crédit, veuillez remplir dûment et signer la partie correspondante au verso.

## REMEMBER TO KEEP A RECORD OF THIS PAYMENT

### MAILING INSTRUCTIONS

Mail payment along with this portion of this notice in the enclosed envelope to:

Ontario Court (Provincial Division)  
Fine Payment Office  
P.O. Box 666, Station 'A'  
Oshawa, ON L1H 8R7

## NOUBLIEZ PAS DE CONSERVER UN RELEVÉ DE PAIEMENT

### DIRECTIVES D'ENVOI PAR LA POSTE

Insérez votre paiement et la partie correspondante du présent avis dans l'enveloppe ci-jointe et expédiez votre envoi à l'adresse suivante:

Cour de l'Ontario (Division provinciale)  
Bureau de paiement des amendes  
C.P. 666, succursale A  
Oshawa ON L1H 8R7

For information on Access to Ontario courts, for Persons with Disabilities

call 1-800-387-4456  
TORONTO AREA 326-0111



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**CITY COUNCIL  
HAMILTON, CANADA**

**Alderman Vince Agro**

71 MAIN STREET WEST L8N 3T4 • (905) 546-2711 • RES. (905) 528-2009 - WARD 2

13 March 1996

3.

Memo to: Alderman Bob Charters, Chairman, Finance & Administrative Committee

From: Alderman Vince Agro, Chairman, Regional Grants Sub-Committee

Attached is a copy of a memo sent to the Regional Finance Committee respecting 1996 Grant Requests.

Please place on the agenda of the next Finance & Administrative meeting the recommendation of the Regional Grants Sub-Committee, Section (c) namely; that a motion be passed by City Council designating both the Art Gallery of Hamilton and Theatre Aquarius as being exclusively used for municipal purposes and thereby seeking legislation to obtain a realty tax free exemption.

Thank you for your cooperation in this matter.

VJA:sn

Attch.

/ c.c. Ms. Susan Reeder, Secretary, Finance & Administrative Committee

**THE REGION OF HAMILTON-WENTWORTH**  
**MEMORANDUM**

V.H.

\*\*\*\*\*

**TO:** Chairman and  
Members of the Finance Committee

**FROM:** Councillor V. Agro  
Chairman  
Grants Sub-Committee

**PHONE:** (905) 546-2604

**SUBJECT:** 1996 Grant Requests

**DATE:** 1996 March 13

The Grants Sub-Committee met on Tuesday, March 12, 1996, to review and consider the 1996 grant applications. The Sub-Committee is composed of Councillor V. Agro, Chairman, Councillor F. D'Amico, Vice Chairman, and Councillor J. Prentice.

The Sub-Committee also received presentations from the following:

**Art Gallery of Hamilton**  
Messrs. Rick Helm and Ted Pietrzak

**Opera Hamilton**  
Messrs. Rick Bowman and David Devan

**Theatre Aquarius**  
Messrs. Mike Hughes and Max Reimer.

The group spoke collectively to express common concerns with respect to the funding cuts from all levels of government and the impact of those cuts. They requested that the Region investigate the possibility of an Arts Stabilization Fund, and suggested that a meeting be held with all stakeholders, including HECFI. Each organization also expressed concerns specific to their respective "arts".

As a result of the presentations, and following review of the grant applications, the following recommendations are respectfully submitted to the Finance Committee for consideration:

**1996 Grant Applications**

- a) That no decisions be made on the 1996 grant applications pending the decision of the Committee of the Whole;

- b) That the request from St. Joseph's Hospital for the Sean O'Sullivan Research Centre, in the amount of \$200,000, be forwarded to the Committee of the Whole;
- c) That Councillors V. Agro and F. D'Amico pursue the possibility of the City of Hamilton designating both the Art Gallery of Hamilton and Theatre Aquarius to be exclusively for municipal purposes, thereby obtaining a realty tax free status.

:cab.

c.c. J. P. Bruzzese, Acting Commissioner of Finance



**CITY OF HAMILTON**  
**- INFORMATION -**

3.(a.)

**DATE:** 1996 March 29

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Theatre Aquarius - request for Private Member's Bill for relief from taxes

**BACKGROUND:**

On August 29, 1995, City Council approved a resolution: a) that the City of Hamilton support the request of Theatre Aquarius for a Private Member's Bill for tax exempt status, on the condition that it apply only for the duration of the Theatre's present mortgage of approximately fifteen (15) years; and, b) that Theatre Aquarius submit to the City Treasurer a plan for repayment to the City of the current tax arrears owing.

**DISCUSSION:**

On May 16, 1995, Regional Council approved a resolution: a) that the initiative of Theatre Aquarius in approaching the Government of the Province of Ontario for relief from future municipal realty taxes be supported; and, b) that Theatre Aquarius submit to the Region a repayment plan to resolve the current property tax arrears.

Theatre Aquarius made a presentation requesting support for tax exempt status to the Board of Education on March 19, 1996. This request was referred back to the Board of Education officials for a response.

Theatre Aquarius has not as yet submitted a plan to either the City or Region to resolve this situation. I understand that the Region will be holding back the annual operating grant to Theatre Aquarius which is due in April until they receive a business plan which includes a proposal for the repayment of the outstanding realty tax arrears.

The outstanding realty tax arrears applicable to Theatre Aquarius amounts to \$ 908,845.96 including the March 1996 instalment. The property is in excess of 3 years in arrears of taxes but has not as yet been registered, pending resolution of the tax exemption issue and an appropriate repayment scheme.

c.c. P. Noe Johnson, City Solicitor





4.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 27

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Status of Pilot Project - Use of bailiff for the collection  
of business tax arrears

**RECOMMENDATION:**

- 1) That the City continue to utilize the services of bailiffs for the collection of outstanding business tax arrears and extend existing agreements with ABS Bailiff Services to July 31, 1996.
- 2) That the Treasury Department request "Letters of Interest" for the on-site collection of outstanding business taxes from Bailiffs licensed to operate in the City of Hamilton in order to provide for the expansion of the present program on a permanent basis.

*Allan C. Ross*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Savings in collection fees for the City of Hamilton since the bailiff charges fees against the defaulting taxpayer.

**BACKGROUND:**

On November 15, 1995, the Treasurer entered into an agreement with ABS Bailiff Services to provide for the collection of outstanding business tax arrears for a 90 day trial period in accordance with previous discussions with the Finance and Administration Committee. Under Section 400 of the Municipal Act, the City has the authority to utilize the services of bailiffs to collect outstanding taxes through the seizure of the goods and chattels, if necessary, and to levy

the costs of collection against the defaulting taxpayer. It was agreed that over the trial period, the City would pursue initially those taxpayers with the greatest amount of arrears and/or those accounts which had been outstanding for the longest period of time.

To date, the City has issued a total of 26 warrants to the bailiffs representing approximately \$ 407,000 in tax arrears. The following is a summary of the results achieved by the bailiffs;

	Number of Accounts	Amount
Accounts assigned to the bailiff for collection	26	407,000
Less, Returned warrants:		
Bankrupt	1	12,000
Out of business	<u>9</u>	<u>144,000</u>
Collectible Accounts	16	251,000
Paid in Full	1	23,000
Payments/ Payment arrangements	<u>9</u>	<u>172,000</u>
Pending/ Under investigation	<u>6</u>	<u>56,000</u>

You will note from reviewing the above summary that the bailiffs received payments or payment arrangements on 10 of the 16 accounts which were deemed collectible and the remaining 6 accounts are still being investigated. In terms of amounts, the bailiffs collected (including arrangements) \$ 195,000 which represents approximately 78% of the amount collectible with a balance of \$ 56,000 still under review.

It should also be noted that all of the above accounts had been originally been assigned to the collection agency for collection action; however, the agency had basically exhausted all of the collection avenues available to them and were unable to collect the accounts. While the use of a collection agency is effective in many cases, the bailiffs are able to attend the business in person and make seizures, where necessary, of the goods and chattels of the business in accordance with the Legislation. This is a very effective collection tool especially for difficult accounts which refuse to pay while continuing to operate the business.

Of the 16 accounts which were deemed collectible, the bailiffs were able to secure payment or payment arrangements on 4 accounts by serving the warrant on their initial visit to the premises. A technical seizure was made on the remaining 6 accounts which made payments/payment arrangements whereby the bailiffs inventoried the stock and took photographs to effect a legal distrain. From that action they were able to negotiate payment/payment arrangements on 3 accounts.

In the case of the remaining 3 accounts, it was necessary to initiate final action by appearing on site with vehicles to remove the goods and chattels of the business which would effectively close the business operation. This action resulted in one business making payment in full and a second business providing certified cheques for a portion of the amount owing and signing minutes of settlement for the outstanding balance after negotiations with the bailiff as approved by staff. The third account was in the process of selling off their stock in order to wind up business. In this case, as no payment arrangement was viable, the bailiffs seized the remaining stock which they will have appraised for future sale. The net proceeds will be forwarded to the City for application to the outstanding taxes. In addition, there are 6 accounts in the amount of \$ 56,000 still pending where the bailiffs are assessing the collectability of these accounts.

It is our intention to expand the program and use the bailiffs on a permanent basis to collect business tax arrears. This would ultimately result in savings to the City in collection fees since bailiff costs are assessed against the defaulting taxpayer. Due to the number of outstanding business tax accounts, it may be necessary for the City to utilize more than one bailiff for collection. Accordingly, staff are recommending that letters of interest be requested from all bailiffs licensed to carry on business in the City of Hamilton. Recommendations to the Committee will be submitted after a review of the bailiff's qualifications, experience and ability to meet the City's insurance and bonding requirements.

The above analysis and our experience with this pilot project to date shows that the use of bailiffs to collect outstanding business tax arrears is a very effective means of collection. Staff are therefore recommending that we continue the existing arrangements with ABS Bailiff Services to July 31, 1996 while we are evaluating submissions from other bailiffs in the area.

c.c. P. Noe Johnson, City Solicitor



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

5. (a.)

**DATE:** 1996 March 25

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** Federation of Canadian Municipalities - 59th Annual  
Conference - 1996 May 31 - June 3 - Calgary, Alberta

**RECOMMENDATION:**

That the Mayor, the Chairman of the Finance and Administration Committee or his designate, and five members of City Council be authorized to attend the 1996 Federation of Canadian Municipalities Conference on 1996 May 31 - June 3 in Calgary, Alberta.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Costs associated with attendance at this Conference are available in the Legislative Travelling Account.

**BACKGROUND:**

The above-noted recommendation is consistent with the approved recommendation for attendance at previous Annual Conferences.

The City of Hamilton is entitled to have seven voting Delegates at this Conference.

Members of City Council who would like to be considered as a Delegate to the Annual Conference are asked to advise the Committee Secretary, Susan Reeder, as soon as possible. This year's Conference theme is "The Challenge of Public Expectations". Copies of the Preliminary Conference Brochure have been circulated to members of City Council. Additional copies are available from the Committee Secretary upon request.

In the event that more members of City Council are interested in attending this Conference, attendance has traditionally been determined by "lot" by the Finance and Administration Committee.



5. (b.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 25

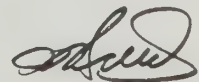
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** Extension of Hours request - Hamilton International Air  
Show - 1996 June 13 - 16

**RECOMMENDATION:**

- (a) That the Liquor Licence Board of Ontario be advised that the City of Hamilton deems the Hamilton International Air Show to be an event of municipal, and indeed International significance to the City of Hamilton; and,
- (b) That as such, the City has no objection to the extension of hours to 3:00 o'clock a.m. for the following dates and locations:
  - (i) Tailgate Charlies, 69 John Street South (official hospitality headquarters); Texas Border, 77 King William Street; Gaslight, 19 John Street South; The Keg, 33 Bowen Street:
    - (1) Thursday, 1996 June 13th - Hospitality Kick-off to start at 8:00 o'clock p.m.
    - (2) Friday, 1996 June 14th - Post Party Twilight Show to start at 11:00 o'clock p.m.
    - (3) Saturday, 1996 June 15th - Post Air Show Party to start at 8:00 o'clock p.m.
    - (4) Sunday, 1996 June 16th - Post Party Reception to start at 11:00 o'clock p.m.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

The Organizers of the Hamilton International Air Show have requested the City's support for its application to the L.L.B.O. for an extension of hours as noted above.

In order to complete their application to the L.L.B.O. for this extension, they require a Council resolution to indicate that the City has no objection to the extension, and that they recognize this event as municipally significant.

The request for the extension of hours is being made by the Hamilton International Air Show Foundation in order to enhance their hospitality events. Many of the international performers are accustomed to attending functions later in the evening. As well, many of the aircraft and pilots and also military dignitaries will be arriving later in the evening, and the above-noted extension of hours will allow for Hamilton to continue the tradition it has established for its hospitality.

The City's Special Events Advisory Team, as well as the Vice and Drug Division of the Hamilton-Wentworth Regional Police, are aware of this application, and have no objection.

The City's support for the extension of hours, does not grant the approval, but rather allows the L.L.B.O. to give consideration to the application being made by the Hamilton International Air Show.

**SKR**

cc Matt Yardley, Director of Distribution and Pavilion Operators, Hamilton International Air Show Foundation, 224 Golden Orchard Drive, Hamilton, Ontario, L9C 6J7  
Shelley Merlo-Orzel, Special Events Advisory Team, Culture and Recreation Department  
Staff Sergeant Wayne Moore, Vice and Drugs Division, Hamilton-Wentworth Regional Police

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

6.

**DATE:** 1996 March 22

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** 1996 - 1998 Street Vendors Program

MAR 26 1996

**RECOMMENDATION:**

That the four Street Vendor locations be awarded for the period commencing April 1996 and continuing to the end of December 1998, to the successful proponents, one cart per location, as listed:

<u>NAME</u>	<u>LOCATION</u>	<u>PRODUCT</u>	<u>FEE</u>
Gorpap Holdings Ltd	#11 Stelco Tower (entrance area)	Sausage/Hot Dogs Soft Drinks	\$3,000
Helen Pawlowski	#16 S/E Corner of King & James (opp. Royal Bank)	Sausage/Hot Dogs Soft Drinks	\$5,000
Lou Bojin (of Streatables)	#31 Turner Farm Park (Chip Wagon type vehicle)	Sausages, Hot Dogs, Hamburgers, Fries, Soft Drinks	\$10,000
J & C Matijasich	#30 N/W Corner of Hunter and Hughson	Sausages/Hot Dogs Soft Drinks	\$ 600

and that this approval is subject to confirmation of the following:

- i) The products offered for sale are approved by the Hamilton-Wentworth Regional Health Department.
- ii) The submitted bids remain unchanged following the review by the Health Department.
- iii) The proponents enter into a legal agreement satisfactory to the City.
- iv) The City Solicitor be authorized to execute the agreements.

*L. A. England for*  
*D. Lobo*

### **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Estimated revenue to the City to the end of 1998 is \$6,200 per year for a total of \$18,600. This is in addition to the \$52,930 approved previously from two earlier proposal calls under the 1995-98 program. All operators must enter into a legal agreement with the City.

### **BACKGROUND:**

As directed by City Council, the 8 existing vacant locations plus 3 new location were made available through public proposal call. The 3 new locations were: Turner Farm Park; S/W corner of Hughson and Hunter; and, City Hall Parking Lot (for the Parking Authority). Four bidders submitted eligible proposal. One bidders submitted bids which did not qualify under the terms of the proposal call.

Gorpap Holding Ltd. is an affiliation of the Brooks Restaurant in Jackson Square. Two successful bidders (Bojin and Pawlowski) each hold other City vending locations and are known to staff. The fourth bid (Matijasich) is new to our program but is an experienced vendor.

There are still 7 locations remaining vacant. Staff are reviewing the situation and are receiving comments from various people who indicated an interest but did not submit bids. Preliminary feed-back from some is that a 3 year agreement is still too long a commitment. There are several options but further review is required. It may be reasonable to re-tender these vacant locations early in 1997 for a two year arrangement concluding at the same time as all the existing operating sites.

c.c.     A. Ross, City Treasurer  
         P. Noe Johnson, City Solicitor

DF:jh

7.

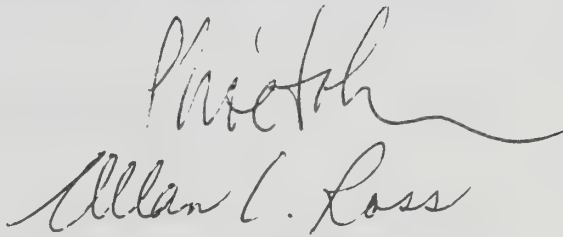
**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** March 26, 1996

**REPORT TO:** S. K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

Allan C. Ross  
City Treasurer



**SUBJECT:** Summer Career Placement Program

**RECOMMENDATION:**

- a) That the City apply for Summer Career Placement grants from Human Resource Development Canada, for a law student and a business/ accounting student for not more than sixteen (16) weeks employment in the summer of 1996.
- b) That the City Solicitor/City Treasurer be authorized to execute on behalf of the City, any Agreements required by Human Resource Development Canada in respect of the Summer Career Placement Program.
- c) That the staff seek immediate applications from eligible students through Canada Employment Centres for Students for these tentative positions.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The Summer Career Placement Program will subsidize the wages of summer student to a maximum of \$4.25/hour for 16 weeks. The balance of the funding needed is available in the Law and Treasury Department's approved 1996 Budget.

The Federal program application deadline is April 12th, 1996.



## **BACKGROUND:**

Human Resource Development Canada has funding available through the Summer Career Placement Program to make grants in aid of creating summer employment for students. Criteria for these grants include, the creating of "quality experience" for students which will help prepare them for the labour market, the provision of supervision to ensure a learning experience of the students, and the creation of summer employment for students which would not otherwise be available.

The Law Department will experience some salary gapping in 1996 due to a maternity leave. If a grant can be obtained from Human Resource Development Canada the Law Department will be in a position to hire a law student for up to 16 weeks.

The Treasury Department expects salary gapping in 1996 due to vacancies carried pending the results of the Shared Services study presently underway.

Both departments have a variety of work which can be advantageously performed by summer students. Each Department is also in a position to provide an appropriately qualified student with a variety of "hands on" experience which may enhance their future employment prospects. The applications must be completed and submitted for each position. The Federal Government will review the proposed work plans and advise the applicant City Departments if they qualify. The recently announced Federal Budget has allocated additional funding over the previous year's for this program. The applications, however, must be submitted by April 12th and have been authorized by Council in advance.

The Law student rate is \$12.537/hour, of which, \$4.25 would be re-imbursed to the City by the Summer Career Placement Program. Treasury will be responsible for the appropriate student rate.



2.

CONSENT AGENDA

FINANCE AND ADMINISTRATION COMMITTEE

Tuesday, 1996 April 2  
1:30 o'clock p.m.  
Room 233, City Hall

A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE

Minutes of the regular meeting held on Tuesday, 1996 March 19th

B. CITY CLERK

- (i) Use of Council Chamber - World No Tobacco Day
- (ii) Use of 2nd Floor Lobby - The Ontario Workers' Arts & Heritage Centre

C. TREASURER

- (i) Authorization to Enter into Extension Agreements on Specific Properties for the Payment of Realty Tax Arrears
- (ii) Funding - Construction of independent concrete sidewalks on the north side of Stone Church Road from Upper Wellington Street to Upper Wentworth Street

D. DIRECTOR OF PROPERTY/CHIEF ADMINISTRATIVE OFFICER

Award of Contract - Victaulic Joint Replacement - C.U.P.

E. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE

Information Items



Tuesday, 1996 March 19  
1:30 o'clock p.m.  
Room 233, City Hall

**The Finance and Administration Committee met.**

**Present:** Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Alderman V. J. Agro  
Alderman T. Anderson  
Alderman C. Collins  
Alderman D. Drury  
Alderman M. Kiss  
Alderman D. Wilson

A.

**Regrets:** Mayor Robert M. Morrow - City business

**Also Present:** Alderman G. Copps  
J. G. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
P. Noé Johnson, City Solicitor  
J. Schatz, City Clerk  
W. Plessl, Public Works and Traffic  
D. Lobo, Commissioner of Public Works and Traffic  
R. Sabo, Law  
D. Barrow, City Clerk's Office  
V. Wilcox, Acting Director of Nursing Services  
B. Hunter, Director of Environmental Health Services  
D. Rose, City Clerk's Office  
L. King, Building Commissioner  
S. Hollowell, City Clerk's Office  
Susan K. Reeder, Secretary

**A G E N D A**

**A. SECOND LEVEL LODGING HOUSE USER FEES**

**(a) Delegation - The Hamilton Wentworth Residential Care Association**

The Committee received delegation representatives from The Hamilton Wentworth Residential Care Association who addressed the Committee with their concerns about the proposed user fees for Second Level Lodging Homes. The delegation distributed a "1995 Operating Grant Analysis", which outlined their costs, and their financial inability to bear further costs.

The Committee was also in receipt of correspondence from the Manager of the Central Park Lodges in support of the proposed user fees.

Considerable discussion then ensued on this matter with respect to the need for inspections, and the appropriate governing body to administer the responsibility of regulating Second Level Lodging Homes.

It was then moved by Alderman Wilson, seconded by Alderman Kiss to approve the following staff recommendation:

- (a) That City Council petition the Ministry of Health to assume responsibility for the regulation of second level lodging houses, due to increased demands for second level lodging houses, along with the lack of long term care beds and outpatient service at the provincial level, which result in the blurring of the distinction between provincially regulated nursing homes and second level lodging houses; and,

- (b) (i) To address the cost shortfall for Nursing and Health inspections for 1996 with the Second Level Lodging House Licenses already issued, that a supplementary fee of \$50 per bed be levied against the license holders of second level lodging houses to recover the costs of the 1996 Nursing and Health inspection portion of the Second Level Lodging House Program, subject to this authority being granted by the Province through regulations passed pursuant to the Municipal Act; and,
- (ii) That subject to the concurrence of the Region, should the recovery of this fee, under the amended Municipal Act and as yet unreleased Regulations be disallowed, that the City and Region jointly cost share the 1996 Budget expenditure; and
- (c) That Second Level Lodging House By-law 80-259, as amended by 81-093, be further amended to provide for a licence fee, effective 1997 January 1, and calculated as follows:
  - (i) base fee: licence fee upon initial or transfer application for a Second Level Lodging House of \$185; or
  - (ii) renewal licence fee of \$135 in addition to the base fee, an amount based on \$50 per bed for which the facility is being licensed to offset the costs of Nursing and Health Inspections.

**MOTION LOST ON A RECORDED VOTE:**

Yeas: Aldermen Wilson and Kiss

Nays: Alderman Agro, Ross, Anderson, Charters, Collins

It was then moved by Alderman Drury, seconded by Alderman Agro and carried:

That the Regional Municipality of Hamilton-Wentworth assume responsibility for the regulation of Second Level Lodging Houses.

**1. IN CAMERA AGENDA**

The Committee moved to an In-Camera Session to discuss matters of a Private and Confidential nature.

The Committee then moved back into Regular Session, and approved the following:

**AA. CITY SOLICITOR AND COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

- (i) **City of Hamilton -ats- Eileen Laslo; Ontario Court (General Division) Action #29000/91**
  - (a) That the City decline the Plaintiff's, Eileen Laslo, Offer to Settle in Ontario Court (General Division) Action No.29000/91 made in the following terms:
    - (i) Plaintiff to receive \$18,000 in damages plus pre-judgment interest; and,
    - (ii) Plaintiff to receive lost income in the amount of \$2,856 plus pre-judgement interest; and,
    - (iii) Plaintiff to receive cost of dental work in the amount of \$1,280.22; and,
    - (iv) Plaintiff to receive 60% of OHIP's subrogated claim; and,
    - (v) Plaintiff to receive party/party costs; and,

- (b) That the City make an Offer to Settle in Ontario Court (General Division) Action No. 29000/91 in the following terms:

That the City will settle all outstanding issues in this Action on the following basis:

- (i) That if this Offer to Settle is accepted on or before 4:59 p.m. 1996 April 30, the City will pay to the Plaintiff \$4,000 inclusive of all claims for damages, interest and costs; and,
- (ii) That if this Offer to Settle is accepted after 4:59 p.m. 1996 April 30, the City will pay to the Plaintiff \$2,500 inclusive of all claims for damages, interest and costs; and,
- (iii) That the Plaintiff will execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (iv) That this Action shall be dismissed without costs; and,
- (v) That this Offer remains open for acceptance until withdrawn or until the commencement of trial whichever first occurs.

(ii) City of Hamilton -ats- Preston; Ontario Court (General Division) Action #6272/94

- (a) That the City resolve Ontario Court (General Division) Action No. 6272/94 by the payment to the Plaintiffs, Olive and George Preston of the amount of \$4,658.10 inclusive of all claims for damages, interest and costs; and,
- (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Action No. 6272/94 be dismissed without costs.

**BB. CITY SOLICITOR AND CITY TREASURER - Retail Sales Tax Act Appeal; Ontario Court (General Division) Action #94CQ-58461**

- (a) That the City agree to proceed with the Appeal of the Retail Sales Tax Act assessment on rock salt instituted as Ontario Court (General Division) Action No. 94CQ-57461; and,
- (b) That the Treasurer and City Solicitor be authorized to negotiate an Agreement for the sharing of legal fees between municipalities which participate in the Appeal; and,
- (c) That if the appeal is successful the City's share of legal fees be deducted from its recovery of Retail Sales Tax; and,
- (d) That if the Appeal is unsuccessful the City's share of legal fees be charged to Account No. CH 55199-24201.

**2. CONSENT AGENDA**

The Committee was in receipt of its Consent Agenda and approved the following:

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

The Committee was in receipt of the minutes of its regular meeting held Tuesday, 1996 March 5th, and approved these minutes as circulated.

**B. CITY CLERK - Elizabeth Fry Society - Use of Forecourt**

The Committee was in receipt of a report from the Acting City Clerk, dated 1996 March 5, respecting the above noted matter and approved the following:

That approval be given to the request of The Elizabeth Fry Society, Hamilton Branch, to use the City Hall Forecourt and related equipment on Sunday, 1996 May 5 from 11:30 a.m. to 3:30 p.m. for a Walk-a-thon.

**C. TREASURER****(i) Supply and Delivery of Annual Supplies for 1996.**

The Committee was in receipt of a report the Treasurer dated 1996 February 6, respecting the above noted matter.

The Committee approved the following:

That purchase orders be issued for the supply and delivery of Annual Supplies for various City Departments as and when required during 1996, in accordance with specifications issued by Purchasing, and Vendors' tenders, to those suppliers listed in this report and to be financed through various approved accounts.

**(a) Aggregates**

<u>Supplier</u>	<u>Material</u>	<u>Unit Pricing</u>	<u>Unit Pricing</u>
		Tractor Trailer	Tri-Axle Tandem
(i) Lakeview Sand & Gravel	Granular 'A'	\$ 7.20	\$ 7.20
(ii) Redland Quarries	Granular 'A'	7.35	7.85
(iii) Taro Aggregates Ltd.	19mm Clear	8.50	9.00
(iv) Redland Quarries	9.5mm Chips Washed	11.25	11.75
(v) Taro Aggregates Ltd.	53mm Clear	8.50	9.00
(vi) Redland Quarries	#8 Dust Suppressed Grits	28.60	29.10
(vii) Redland Quarries	Athlete Field Lime	16.00	16.50
(viii) Redland Quarries	19mm Crusher Run	7.35	7.85
(ix) Lakeview Sand & Gravel	19mm Crusher Run	7.40	7.40
(x) Redland Quarries	53mm Crusher Run	7.35	7.85
(xi) Redland Quarries	Rubble Stone	15.50	16.00
(xii) Redland Quarries	75-200mm Gabion Stone	15.10	15.60
(xiii) Redland Quarries	9.5mm Screenings	8.00	8.50
(xiv) Taro Aggregates Ltd.	9.5mm Screenings	8.00	8.50

\* All prices are on a per tonne basis. GST and PST extra where applicable.

**(b) Mixed Portland Cement Concrete**

<u>Sidewalk, Curb &amp; Roadway Concrete</u>	<u>Delivered</u>	<u>Picked Up</u>
Dufferin Concrete Products, Hamilton	\$ 94.55	\$ 82.55
Lafarge Construction Material, Hagersville	96.75	96.75
Independent Ready Mix Concrete, Hannon	100.00	98.00

**Unshrinkable Fill**

Dufferin Concrete Products, Hamilton	\$47.00	\$ 40.10
Independent Ready Mix Concrete, Hannon	49.00	45.50
Lafarge Construction Material, Hagersville	58.00	58.00

\* All prices are on a cubic metre basis.

## (c) Asphaltic Concrete and Bituminous Materials

Asphalt Surface Course (H.M.3)

Capital Paving, Guelph	picked up	\$ 38.80
Lafarge Construction Materials, Hamilton	picked up	42.50
Cayuga Materials & Construction Co. Ltd., Cayuga	picked up	43.00

Asphalt Binder Course (H.M.5)

Cayuga Materials & Construction Co. Ltd., Cayuga	picked up	\$ 42.00
Lafarge Construction Materials, Hamilton	picked up	42.00
Capital Paving, Guelph	picked up	43.00

HLS030 Hot Lay, HL-3(HS) Asphalt

Cayuga Materials & Construction Co. Ltd, Cayuga	picked up	\$ 43.00
Capital Paving, Guelph	picked up	43.00
Lafarge Construction Materials, Hamilton	picked up	44.00

Cationic Asphalt Emulsions CRS-2

Norjohn Ltd., Thorold		0.2588
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Additional Cost to Supply a Tank for Duration of Contract

Norjohn Ltd., Thorold	No Charge
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Cationic Asphalt Emulsions CRS-2

Norjohn Ltd., Thorold	CRS-2	delivered	0.2588
Norjohn Ltd., Thorold	CRS-2 Latex Modified	delivered	0.3195

Hot Liquid Asphalt

Lafarge Construction Materials, Hamilton	picked up	\$ 5.00L
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Premium (Permanent) Asphaltic Concrete Patching Mixture QPR2000

TCG Materials, Brantford	picked up	\$ 75.00
Lafarge Construction Materials, Hamilton	picked up	80.00
TCG Materials, Brantford QPR2000 Fine	picked up	85.00

Premium (Permanent) Asphaltic Concrete Patching Mixture QPR2000

TCG Materials, Brantford	delivered	\$ 75.00
Lafarge Construction Materials, Hamilton	delivered	85.00
TCG Materials, Brantford QPR2000 Fine	delivered	85.00

Crack Sealing Material

McAsphalt Industries Ltd, Scarborough	delivered	.2485/lb.
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\* All prices are on a per tonne basis unless otherwise noted.

## (d) Chemicals

Pollard Highway Products

Flake Calcium Chloride	delivered	\$0.3490
Liquid Calcium Chloride	delivered	\$0.1050

\* All prices are per KG.

\* GST and PST extra where applicable in all sections.

(ii) Authorization to Enter into Extension Agreements on Specific Properties for the Payment of Realty Tax Arrears

The Committee was in receipt of a report from the Treasurer dated 1996 March 5, respecting the above noted matter and approved the following:

- (a) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on 1994 June 28:

293 Wellington North	350 Ferguson North
216 West 33rd	

- (b) That the by-law to authorize the said Extension Agreements be enacted by Council; and,
- (c) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and Extension Agreements.

D. CITY SOLICITOR

(i) By-law to Amend Body Rub Parlour By-law No. 76-32 Respecting Licence Fees

The Committee was in receipt of a report from the City Solicitor dated 1996 March 11, respecting the above noted matter.

The Committee directed that the By-law to Amend Body Rub Parlour By-law No. 76-32 respecting Licence Fees, attached to the report, be forwarded to City Council for enactment.

(ii) By-law to Amend Licensing By-law No. 93-069 Respecting Public Halls

The Committee was in receipt of a report from the City Solicitor dated 1996 March 11, respecting the above noted matter.

The Committee directed that the By-law to Amend Licensing By-law No. 93-069 respecting Public Halls, attached to the report, be forwarded to City Council for enactment.

(iii) By-law to Amend Schedule 4 of Licensing By-law No. 93-069 Respecting Interior Advertising in Taxi-Cabs

The Committee was in receipt of a report from the City Solicitor dated 1996 March 11, respecting the above noted matter.

The Committee directed that the By-law to Amend Schedule 4 of Licensing By-law No. 93-069 respecting Interior Advertising in Taxi-Cabs, attached to the report, be forwarded to City Council for enactment.

(iv) By-law to Amend Adult Video Store By-law No. 95-173 Respecting Licence Fees

The Committee was in receipt of a report from the City Solicitor dated 1996 March 11, respecting the above noted matter.

The Committee directed that the By-law to Amend Adult Video Store By-law No. 95-173 respecting Licence Fees, attached to the report, be forwarded to City Council for enactment.

(v) By-law to Amend Adult Entertainment Parlour By-law No. 79-144 Respecting Licence Fees

The Committee was in receipt of a report from the City Solicitor dated 1996 March 11, respecting the above noted matter.

The Committee directed that the By-law to Amend Adult Entertainment Parlour By-law No. 79-144 respecting Licence Fees, attached to the report, be forwarded to City Council for enactment.

(vi) Debenture By-law - Capital Project - 1996

The Committee was in receipt of a report from the City Solicitor dated 1996 March 11, respecting the above noted matter.

The Committee directed that the By-law to Authorize 1996 Debenture Project and Amount, attached to the report, be forwarded to City Council for enactment.

E. COMMISSIONER OF HUMAN RESOURCES - Appointments to and Terminations from Permanent Positions with the Corporation of the City of Hamilton to 1996 March 7th

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 March 8, respecting the above noted matter and approved the following:

That the listing of Appointments to and Terminations from Permanent Positions with the Corporation of the City of Hamilton to 1996 March 7, attached herewith and marked Appendix "A", be approved.

F. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE - Information Items

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1996 March 13, respecting the above noted matter.

The Committee approved the following:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Information Report - City Solicitor - Bill 26 - "the Savings and Restructuring Act, 1995" - report dated 1996 March 7
- (b) Information Report - Chief Administrative Officer - Corporate Management - report dated 1996 March 4
- (c) Correspondence - Deputy Minister, Health Canada - Advertisement of tobacco products - letter dated 1996 March 4th

- (d) Information Report - City Solicitor and City Treasurer - Tax Sale - report dated 1996 March 11th
- (e) Correspondence - Executive Director, Hamilton Sesquicentennial Celebrations Inc. -Financial report - Hamilton Sesquicentennial Celebrations Inc. - memo dated 1996 March 6th
- (f) Minutes - Hamilton Status of Women Sub-Committee - meeting held 1996 February 5th

### REGULAR AGENDA

#### 3. TREASURER/CITY CLERK - Administrative Changes - Elderly Citizens Tax Credit Program

The Committee was in receipt of a joint report from the Treasurer and the City Clerk dated 1996 March 15, respecting the above noted matter.

The Committee amended the recommendation to require that notice is sent out only once, rather than twice as recommended.

The Committee then approved the following amended recommendation:

- (a) That the administration of the Elderly Citizens Tax Credit Program be transferred from the City Clerk's Department to the Treasury Department effective 1996 April 1; and,
- (b) That in conjunction with this transfer, the following changes in the administration of the Elderly Citizens Tax Credit Program be approved:
  - (i) That in an effort to streamline the process and reduce costs, the City discontinue the annual practise of mailing affidavits to all eligible elderly citizens and implement the following process:
    - (1) That all elderly citizens who received the tax credit in the prior year be automatically granted a tax credit in the current year provided there has been no changes in status on the assessment rolls which affect their eligibility; and,
    - (2) That affidavits be mailed once only to those elderly citizens:
      - (a) Who appeared to be eligible in the prior year but did not return an affidavit for processing; and,
      - (b) Whose eligibility status has changed on the assessment rolls from the previous year and still appear to be eligible; and,
      - (c) Who appear to have met the eligibility criteria for the first time; and,
    - (3) That the City place an advertisement in the Hamilton Spectator on Saturday, 1996 March 30 as well as an insertion with the 1996 May Realty Tax bill/notification, advising elderly citizens of the changes in the administration of the Elderly Citizens Tax Credit Program.

4. **TREASURER - The Royal Canadian Legion, East Hamilton Branch 58 - request for relief of City Taxes**

The Committee was in receipt of a report from the Treasurer dated 1996 March 8, respecting the above noted matter and approved the following:

- (a) That the request for Property Tax relief from the Royal Canadian Legion Branch 58 for 1994 and 1993 in accordance with the Policy on Tax exemption for Veteran's Associations adopted by City Council on 1981 September 29, be approved in the amount of \$21,685.32; and,
- (b) That this exemption be charged to Account CH 53319 24102 Property Tax Relief; and,
- (c) That this exemption reflects the first and second years of ten years that the policy allows for this exemption and will require applications for future years on a yearly and per need basis.

5. **CHIEF ADMINISTRATIVE OFFICER - Flexible Work Hours**

The Committee was in receipt of a report from the Chief Administrative Officer dated 1996 March 13, respecting the above noted matter.

The Committee approved the following:

That the "Hours of Work Policy" attached herewith and marked Appendix "B", be approved so that the City of Hamilton staff have the increased flexibility to schedule their hours of operation to be more responsive to the needs of the Community.

6. **CITY SOLICITOR**

(a) **National Marine Policy - Hamilton Harbour**

The Committee was in receipt of a report from the City Solicitor dated 1996 March 13, respecting the above noted matter.

The Committee approved the following:

- (a) That the Chairman of the Finance and Administration Committee and the Chairman of the Planning and Development Committee meet with Duncan Beattie, Chairman of the Harbour Commissioners and Pat Dillon, Federal Representative on the Harbour Commission, as an exploratory session on the position adopted by City Council at its meeting held 1996 February 13, and the position of the Harbour Commissioners on the future of Hamilton Harbour, in preparation for the discussion with the local Members of Parliament; and,
- (b) That in light of the delay in the Federal timetable for the National Marine Policy legislation, that the City pursue the appropriate avenues to obtain a continuation of the OMB Adjournment, scheduled to reconvene on 1996 April 9, in order to avoid potentially unnecessary legal costs.

(b) Days of Protest - Direct Costs

The Committee was in receipt of a report from the City Solicitor dated 1996 March 13, respecting the above noted matter and approved the following:

That the City Solicitor be directed to take all necessary steps, including court action, to recover from The Hamilton & District Labour Council, all costs of site preparation, clean up and site restoration arising out of the Labour Council's use of Dundurn Park and Bayfront Park on 1996 February 23rd and 24th.

ADDED - Support - Crossroads Television System Licence Application

The Committee was in receipt of an added matter respecting the request for the City of Hamilton to give its support to the Crossroads Television System Licence Application. In this regard, the Committee approved the following:

- (a) That the Secretary-General, Canadian Radio-Television Commission (CRTC), Ottawa, K1A 0N2, be advised that the Council of the Corporation of the City of Hamilton supports the application of the Crossroads Television System, P.O. Box 5100, 1295 North Service Road, Burlington, L7R 4M2, for a new 24-hour television station in Burlington based upon the provision of a non-violence and value-based television service; and,
- (b) That the C.R.T.C. be urged to approve Licence Application #95-1573500.

ADDED - Grey Cup '96

The Committee was in receipt of an added report from the City Clerk dated 1996 March 29th respecting the above noted matter. The City Clerk spoke to this matter, and some questions then ensued on the issue of the cash flow requirements from the Grey Cup Festival organizers.

The Committee then approved the following:

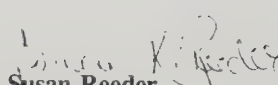
- (a) That the Business Plan for Grey Cup '96 dated 1996 February 2 be received and approved; and,
- (b) That the Treasurer be authorized to advance the balance of the \$1,210,000 of the total approved allocation of \$1,520,000 in accordance with a payment schedule satisfactory to the City Treasurer, City Clerk and the Finance and Administration Committee; and,
- (c) That for the information of the members of City Council, copies of the Confidential Business Plan dated 1996 February 2 were distributed to members of the Finance and Administration Committee, and are available from the Committee Secretary.

8. ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE

  
Susan Reeder  
Secretary  
1996 March 19

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. David Bowley	I	Foreman III (F2)	Public Works	Replacing Mr. R. Duckworth — promoted June 30/95	\$39,884.00 to \$45,843.20	Feb. 26/96
Mr. Paul Buckle	I	Traffic Legislative Specialist (14)	Traffic	New Position Council Approved December 12, 1995	\$32,575.92 to \$37,020.36	Feb. 19/96
Mr. J.P. Doyle	I	Captain (C8)	Fire	Replacing Mr. R. Divinski — retired, Oct. 31/94	\$61,750.44	Feb. 11/96
Mr. P. Galinis	I	Captain (C8)	Fire	Replacing Mr. P. Marchese — promoted, May 8/94	\$61,750.44	Feb. 11/96
Mr. P. Gallacher	I	Captain (C8)	Fire	Replacing Mr. D. Factor — promoted, May 8/94	\$61,750.44	Feb. 11/96

1996 March 26

Appendix "A" referred  
to in Section 8 of the  
SIXTH Report of  
the Finance and  
Administration  
Committee for 1996

Prepared March 7, 1996

<b>Status</b>
Internal — I
External — E

1996 March 26

THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. William Morden	Sanitation Worker	Public Works	Deceased	18 years, 10 months	Feb. 14/96

Prepared March 7, 1996

Glossary of Terms

Terminated -- long term disability  
-- discharge  
-- downsizing  
-- redundant

Resigned -- personal betterment  
-- personal reasons

1996 March 26

Appendix "B" referred  
to in Section 11 of the  
SIXTH Report of  
the Finance and  
Administration  
Committee for 1996

## CITY OF HAMILTON

### HOURS OF WORK POLICY

**POLICY:** Hours of work shall be designed to ensure the efficient administration and delivery of service to the general public.

The Corporation of the City of Hamilton supports a working environment that assists employees in balancing work and personal responsibilities. This commitment shall be reflected through the implementation of flexible working arrangement procedures and programs.

### **SUBJECT: HOURS OF WORK**

#### **Office Hours**

The normal hours of work are 9:00 a.m. to 5:00 p.m. Monday through Friday, and include one - one hour meal break (unpaid), and two - 15 minute rest breaks (paid).

#### **Shift Hours**

Employees employed in a Department or Section which provides service beyond normal office hours shall, when required to do so, work on various shifts throughout the twenty-four (24) hours of the day and seven (7) days per week.

#### **Flex Hours**

Departments which operate on normal office hours may implement flex time on the approval of the Department Head and subject to staffing requirements of the Department. The "core hours" of the flex time schedule shall be between the hours of 10:00 a.m. and 3:00 p.m.

Other Departments may also implement flex time on approval of the Department Head who may define "core hours".

#### **Compressed Work Week**

Departments who wish to operate on a compressed work week must obtain

1996 March 26

- (a) if applicable, the agreement of the Local Union, and/or,
- (b) the agreement of each of the employees involved, and,
- (c) the approval of the Director of the Employment Standards Branch of the Ministry of Labour.

A compressed work week is a week in which the normal work day is extended beyond the norm to allow for the same number of hours to be worked in a week in a lesser number of days.

The above requirements also apply to departments applying the same principle over more than a one week period.

#### Daylight Saving

On the date fixed by the Daylight Saving Time Act, regular hours of work shall be extended to include the additional hour and additional payment shall be due at the overtime rate. Likewise on the resumption of Standard Time, the resultant reduction shall be effected with appropriate reduction in regular earnings.

#### Exceptions

Specific Departments or Sections may utilize different hours of work and shift schedules in order to provide adequate service. These hours and conditions shall be posted and may be contained in individual Collective Agreements.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B. (i)

MAR 2 1996

**DATE:** 1996 March 26

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Use of Council Chamber  
Hamilton-Wentworth Council on Smoking & Health

**RECOMMENDATION:**

That approval be given to the Hamilton-Wentworth Council on Smoking and Health to use the Council Chamber on Thursday, 1996 May 30 from 7:00 to 9:00 p.m. for an awards presentation on the occasion of World No Tobacco Day.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

*S. Glover for  
J. J. Schatz*

**BACKGROUND:**

The Hamilton-Wentworth Council on Smoking and Health are proposing to use the Council Chambers on May 30 for its annual World No Tobacco Day Awards Ceremony.

**cc:** Mayor's Office  
Ald. C. Collins  
Rob Swan, Manager, Building Operations & Maintenance Division  
Information Desk



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B. (ii)

**DATE:** 1996 March 25

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** The Ontario Workers' Arts and Heritage Centre  
Use of 2nd Floor Foyer

MAR 26 1996

**RECOMMENDATION:**

That approval be given to The Ontario Workers' Arts and Heritage Centre request to use the 2nd Floor Foyer East and West, from 1996 August 19 to September 3rd, to display architectural drawings of the proposed renovations to the Custom's House, together with artifacts found at the site.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

The Ontario Workers' Arts and Heritage Centre is scheduled to open in the fall of 1996. Prior to the opening the Centre would like to exhibit some of their architectural drawings of the proposed renovations to the Custom's House as well as some artifacts which were recently found in a dig at the site.

The Centre is supported with funding from the City of Hamilton.

**cc:** Mayor's Office  
Rob Swan, Building Operations & Maintenance Division  
Information Desk



C. (i)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 25

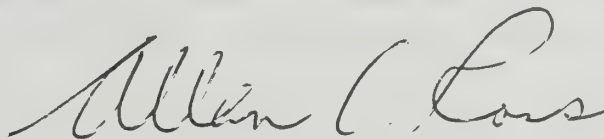
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Authorization to enter into extension agreements on  
specific properties for the payment of realty tax arrears

**RECOMMENDATION:**

- 1) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on June 28, 1994:  
  
95 Hempstead
- 2) That the attached by-law to authorize the said Extension Agreements be enacted by Council.
- 3) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The execution of the by-law and agreements, where required, will defer the City's right to sell the lands for tax arrears for a maximum period of 24 months; however, the City will be in receipt of regular monthly payments towards current and prior years arrears over the term of the agreements.

## **BACKGROUND:**

Section 8 of the Municipal Tax Sales Act provides that the municipality, by a by-law passed after the registration of the tax arrears certificate and before the expiry of the one-year period for redemption, may authorize an extension agreement with the owner of the land extending the period in which the cancellation price is to be paid. On June 28, 1994, in accordance with this legislation, Council approved a policy authorizing the City to enter into extension agreements with taxpayers providing certain conditions were met.

The owner of a property which has been registered for tax arrears may request the City to consider an extension agreement at any time up to and including the final day on which the redemption period expires. Administratively, there may not be sufficient time to obtain the necessary Council approval of the by-law prior to this deadline. Accordingly, staff are requesting advance authorization for the City to enter into extension agreements, if necessary, with the owners of the above specific properties providing they meet the conditions outlined in the policy adopted by Council on June 28, 1994.

In certain instances when all of the conditions in the extension agreement policy are not met the Treasurer should be allowed the latitude to recommend an extension agreement be entered into if it is deemed to be in the best financial interest of the municipality. Under these circumstances a separate report would be provided to the Committee for deliberation and approval.

During the initial months of this repayment option it has been ascertained that operational time constraints, e.g. writing of reports, council approvals, make it necessary to have the authorization to enter into these extension agreements pre-approved. Accordingly, in the month that the legislated final notices for the tax registration process are mailed out (280 days from the registration date), a listing of all those properties for which the owners may wish to enter into an extension agreement will be forwarded to Committee and Council for approval. Owners who show an interest in entering into an extension agreement with the City prior to the mailing of the final notices, will be added to the monthly reports as required.

/TAB

**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

)	PROPERTY ADDRESS	95 HEMPSTEAD DRIVE
	SERIAL NUMBER	06 07210 5700
	BRIEF LEGAL DESCRIPTION	PLAN 62M-489 LOT 2
	DATE OF REGISTRATION	DECEMBER 22, 1995
	INST # OF TAX ARREARS CERTIFICATE	LT395505
	REDEMPTION DATE	DECEMBER 22, 1996
	TOTAL ARREARS	\$154,285.25



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96-**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this                      day of                      1996, A.D.,

CITY CLERK

MAYOR

C. (ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 29

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Construction of Independent Concrete Sidewalks on the  
North Side of Stone Church Road from Upper  
Wellington Street to Upper Wentworth Street

**RECOMMENDATION:**

- a) That the Commissioner of Public Works and Traffic be authorized to prepare an appropriate By-Law in a form satisfactory to the City Solicitor to construct an independent concrete sidewalk on the north side of Stone Church Road from Upper Wellington Street to Upper Wentworth Street under the Local Improvement Act at an estimated cost of \$164,000. with the City's share of \$79,591.27 and owner's share of \$84,408.73; and
- b) That the City's share of \$79,591.27 be financed from the 1996 Capital Levy (Account Centre No. CH 22002) and the owner's share of \$84,408.73 be financed by the issuance of debentures for a period not to exceed 20 years; and
- c) That an application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures for the owner's share in the amount of \$84,408.73 for a term not to exceed 20 years for the above project.

*Allan C. Ross*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The 1996 Capital Budget includes a provision for the City's share of Local Improvements in the gross amount of \$222,000. to be financed from the 1996 Capital Levy. The City's share of Local Improvements approved in 1996 including this recommendation, amount to \$79,591.27. The issuance of debenture for this project will not exceed the City's prescribed limit as outlined in the Municipal Act.

**BACKGROUND:**

This item is to be considered by the Transport and Environment Committee on 1996 April 1. The details of this project are outlined in the attached letter from D. Lobo, Commissioner of Public Works and Traffic, dated 1996 March 25.

NRA:jc  
Attachment

- c.c. Kevin. C. Christenson, Secretary, Transport and Environment Committee  
D. Lobo, Commissioner of Public Works & Traffic  
P. Noé Johnson, City Solicitor, Attention: S. Riley and D. Powers  
J. Bruzzese, Acting Commissioner of Finance, Region  
Doug Onishi, Director of Design & Construction,  
Transportation/Environmental Services Group

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

TREASURY		
1996 MAR 27		
ROUTE	AP	REC'D
A.C.R.		
M.A.		
F.V.D.		
D.J.K.		
C.M.		
A.N.		

**DATE:** 1996 March 25

**REPORT TO:** K. Christenson  
Secretary, Transport and Environment Committee

**FROM:** D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** Construction of Independent Concrete Sidewalks on the  
North Side of Stone Church Road from Upper  
Wellington Street to Upper Wentworth Street

**RECOMMENDATION:**

1. That the construction of an independent concrete sidewalk on the north side of Stone Church Road from Upper Wellington Street to Upper Wentworth Street proceed as a local improvement pursuant to Section 12 of the Local Improvement Act at an estimated gross cost of \$164,000 with a City's Share of \$79,591.27 and an Owner's Share of \$84,408.73, all as provided in the 1996 portion of the 1996 - 2005 Capital Budget; and,
2. That the Finance and Administration Committee be requested to recommend a source of funding for this Capital Project; and,
3. That the Commissioner of Transportation/Environmental Services be authorized to construct these works on behalf of the City once all the necessary approvals have been received; and,
4. That the City Clerk and City Treasurer be directed to give the necessary notice of City Council's intention to undertake these works; and,
5. That the Commissioner of Public Works and Traffic be authorized and directed to prepare the necessary By-law in a form satisfactory to the City Solicitor.

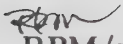
*L. J. England for D. Lobo*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

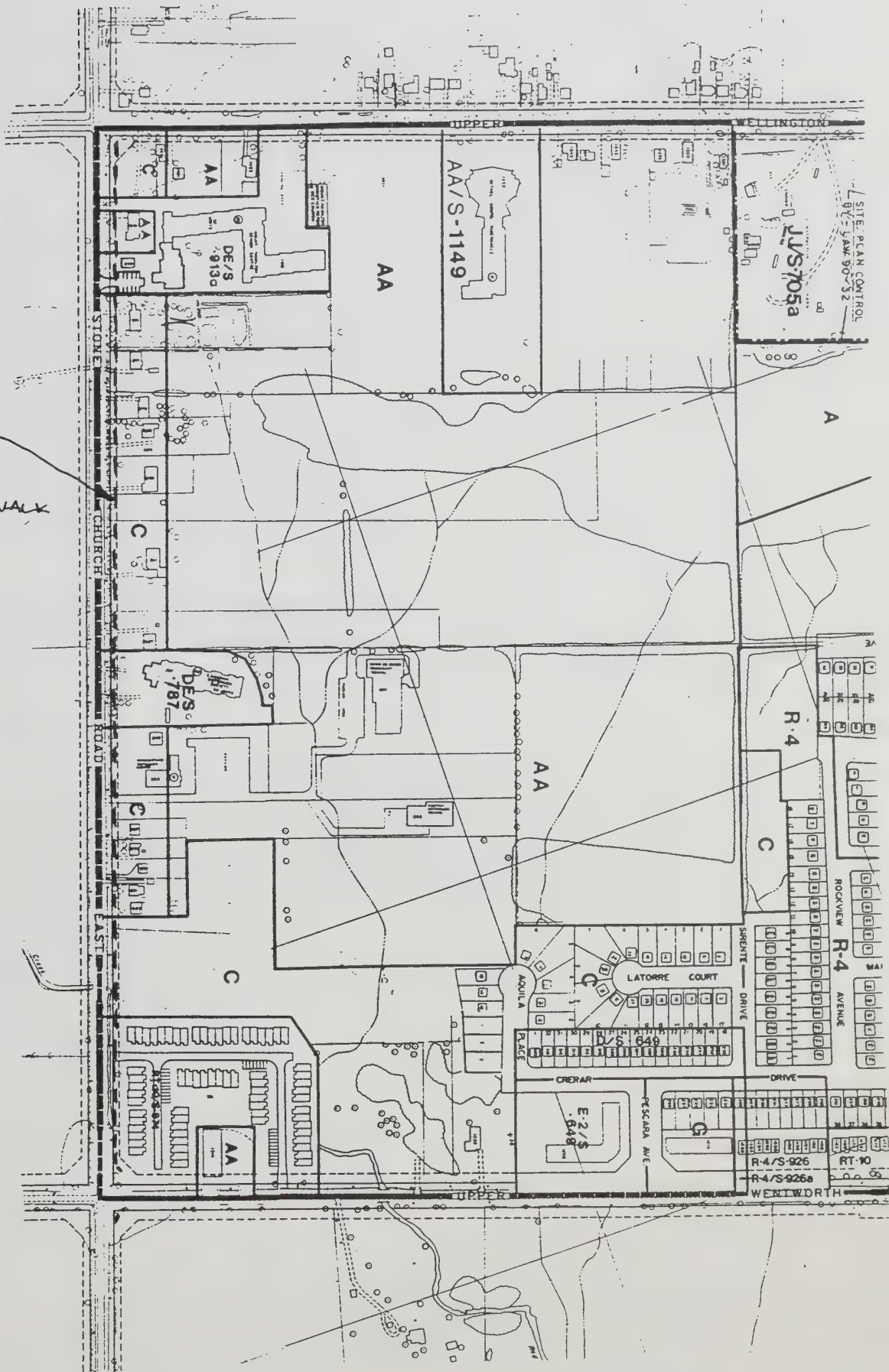
The proposed works are to be rated in accordance with the normal practice. Provision has been made for these works in the 1996 - 2005 Capital Budget. The estimated cost per metre for an independent concrete sidewalk is \$101. If approved, the project will reduce the balances available in the City's Share to \$142,408.73 and the Owner's Share to \$481,591.27.

**BACKGROUND:**

The Region will be constructing a finished roadway with curbs on Stone Church Road from Upper Wellington Street to Upper Wentworth Street in 1996. It would be expedient to construct the sidewalks where required in conjunction with the Regional works. The property owners will be required to pay the approved rate per metre or the actual cost, whichever is less. The location is shown on the attached plan.

  
RPM/rb  
attachment

c.c. J. J. Schatz, City Clerk  
P. Noé Johnson, City Solicitor, Attention: S. Riley  
S. Reeder, Secretary, Finance & Administration Committee  
A. Ross, City Treasurer, Attention: N. Adhya  
J. Bruzzese, Acting Commissioner of Finance  
D. Y. Onishi, Director, Design & Construction, Roads Department



PROPOSED  
CONCRETE SIDEWALK

56	16	130
82	33	118
119	8	19

This is not a Legal Document!  
For Zoning Verification Please  
Contact City Building Department.

CITY OF HAMILTON

CRERAR

ZONING

Neighbourhood Boundary  
Zoning Boundary



NORTH

Prepared for The City of Hamilton  
by the Planning and Development Department  
of The Regional Municipality of Hamilton - Wentworth

7510

PAGE NO.



D.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

MAR 25 1996

**DATE:** 1996 March 25

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. Pavelka  
Chief Administrative Officer

D. W. Vyce  
Director of Property

**SUBJECT:** Award of Contract for Victaulic Joint  
Replacement - Central Utilities Plant

**RECOMMENDATION:**

- (a) (i) That authorization be given to issue a purchase order in the amount of \$49,113.00 inclusive of GST (\$3,213) to Geonis Mechanical Contracting Limited of Stoney Creek to supply the labour and materials to replace the victaulic fittings within the Central Utilities Plant, this being the lowest tender received in accordance with the specifications (Ref: C14-2-96) issued by the Purchasing Division.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This project to be financed from Capital Funds Account No. CF319651022 - Various Capital Replacements - C.U.P.

## BACKGROUND:

In response to the tender (Ref:C14-2-96) issued by the Purchasing Division five quotations were received:

Geonis Mechanical Contracting Limited of Stoney Creek	\$ 49,113.00
Union Boiler Company of Hamilton Limited	\$ 66,334.46
Superior Boiler Works & Welding Ltd. of Hamilton	\$ 67,543.75
MBM Mechanical & Welding (1987) of Stoney Creek	\$158,779.95
Mattina Mechanical Limited of Hamilton	\$371,290.00

The Central Utilities Plant (C.U.P.) was commissioned in 1974 to supply heating water, chilled water, electricity, building automation control and maintenance services to a number of facilities in the downtown core of Hamilton.

The heating supply systems are comprised of several miles of piping of various sizes which have numerous joints and fittings. At each of these joints or fittings a mechanical coupling is required to provide a sealed connection between the joint or fitting and the pipe. The current system relies on a manufactured fitting by Victualic Ltd. and is comprised of a coupling and rubber seal.

Over the years the Victualic fittings on the heating system have been a constant source of leaks which on many occasions has resulted in the heating system having to be isolated and drained in order to make the necessary repair. Subsequently, environmental conditions within the serviced buildings were compromised and unexpected costs were incurred for water, water treatment chemicals and energy to reheat the system.

This project will replace all of the Victualic type fittings on the heating systems within the C.U.P. with a welded flange fitting and fibre gasket significantly improving the reliability of the overall system.

DWV/rd

cc. P. Noé Johnson, City Solicitor  
A. Ross, City Treasurer  
**Attention: John Krochak, Purchasing Division**  
R. Desnoyers, Assistant Manager, Building Operations & Maintenance  
T.J. Fehr, Acting Chief Engineer, Building Operations & Maintenance

## CITY OF HAMILTON

E.

### ~~RECOMMENDATION~~

**DATE:** 1996 March 29th

**REPORT TO:** Alderman B. Charters, Chairman & Members,  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary,  
Finance and Administration Committee

**SUBJECT:** Information Items

### RECOMMENDATION:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Correspondence - CHML/Y95 and K-Lite/Oldies 1150 - Heritage Ministry "Neighbouring Rights" tax - letter dated 1996 March 15th
- (b) Information Report - City Solicitor - "The Politics of Municipal Regulation" - presentation by Geor. Rust-D'Eye at CBAO 1996 March 27th - report dated 1996 March 28th
- (c) Copy of the Recommendation to the Transport and Environment Committee from the Commissioner of Public Works and Traffic and the City Solicitor re: Parking Enforcement - report dated 1996 March 18th

### FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

### BACKGROUND:

The above-noted documents have been sent out to members of the Committee and the applicable staff for information purposes, and are being formally presented to the Committee in order to be officially received. Approval of this recommendation to receive these documents will ensure that the circulation procedure followed for these matters is recorded.



URBAN/MUNICIPAL  
CAY ON HBL A95  
CSIF31  
1996



Urban/Municipal Librarian  
Hamilton Public Library  
2nd Floor

## NOTICE OF MEETING

### FINANCE AND ADMINISTRATION COMMITTEE

Tuesday, 1996 April 16  
1:30 o'clock p.m.  
Room 233, City Hall

URBAN MUNICIPAL

APR 18 1996

GOVERNMENT DOCUMENTS

*Susan K. Reeder*

Susan K. Reeder, Secretary  
Finance and Administration Committee

### AGENDA

#### A. DELEGATION - ALDERMAN W. MCCULLOCH

Constituents - Drs. Stallwood and Patterson - Claim against the City as a result of a City tree falling on their property

#### 1. IN CAMERA AGENDA

#### 2. CONSENT AGENDA

#### 3. REFERRAL FROM CITY COUNCIL

Special legislation to lower taxes in designated areas in the City

#### 4. CHIEF ADMINISTRATIVE OFFICER

- (a) 1996 Canadian Public Works Association Conference and Exposition
- (b) 1996 Christmas Closure
- (c) Overtime Policy - E Days
- (d) Donation from Firan Corporation to Hamilton Sesquicentennial Celebrations Inc.
- (e) Verbal report - Strategic Direction - Information Systems



Page Two  
Regular Agenda  
Finance and Administration Committee  
1996 April 16th

5. **CITY TREASURER AND CITY SOLICITOR**

Verbal Update - Realty Free Tax Exemption - Theatre Aquarius and the Art Gallery of Hamilton

6. **OTHER BUSINESS**

7. **ADJOURNMENT**



WILLIAM M. McCULLOCH



CITY COUNCIL

CITY HALL  
71 MAIN STREET WEST L8N 3T4  
(905) 546-2730

FAX: (905) 546-2535

HOME  
17 ROBINSON STREET (P5) L8P 1Y6  
(905) 525-6647

1996 April 4

A.

Dear Alderman Charters,

I would like to appear before the Finance and Administration Committee at its meeting to be held Tuesday, April 16, 1996, as a delegation with two of my constituents (George R. Stallwood and Janet Patterson). This is in regard to a claim against the city as a result of a city tree falling on their property.

The documentation would indicate the constituents fully advised city staff of the potential danger of the tree, (which finally fell on their property).

They continued to correspond with the city ever since then but were advised that on technical grounds the staff does not feel they can recommend payment of costs. It therefore becomes a council decision based on the evidence which will be presented at the meeting of April 16, 1996.

Since both parties work, it would be appreciated if they could be heard near the beginning of the meeting.

Sincerely,

A handwritten signature in black ink, appearing to read 'Bill McCulloch', with a long horizontal line extending to the right.

William M. McCulloch  
Alderman, Ward 2

WM:jc

Alderman Bob Charters  
Ward 6

---

George R. Stallwood, M.D., F.R.C.P.(c)

---

Cardiologist

670 Concession Street, Hamilton, Ontario L8V 4T9

Telephone: (905) 387-3561 Fax: (905) 387-0398

---

March 26, 1996

Alderman William McCulloch  
Alderman, Ward 2  
71 Main Street West  
Hamilton, Ontario L8N 3T4

Dear Alderman McCulloch:

Thank you for sending us a copy of the correspondence regarding our claim for the costs incurred when the city tree fell on our property on October 5, 1995.

In view of the fact the city staff cite the Municipal Act as preventing them from taking action, I would ask you to make an appointment for us to appear before the Finance and Administration Committee for their consideration.

Incidentally, Mr. Barkwell sites the fact for their decision because we had not notified the city within three months, by January 5, 1996. We were in touch regularly both before and after the tree fell, right up to December 4, 1995.

Thank you for your assistance.

Sincerely yours,



George R. Stallwood, M.D., F.R.C.P.(C)

/jo

WILLIAM M. McCULLOCH



CITY COUNCIL

CITY HALL  
71 MAIN STREET WEST L8N 3T4  
(905) 546-2730

FAX: (905) 546-2635

HOME  
17 ROBINSON STREET (P5) L8P 1Y6  
(905) 525-6647

*Tues*  
*Apr 2*  
*GP*

1996 March 5

Dear Doug,

Please find attached self explanatory correspondence received from Dr. & Mrs. George R. Stallwood.

I agree with the Stallwoods that something is amiss in the way this matter was handled.

Would you please look into it and get back to me as soon as possible.

Sincerely,

William M. McCulloch  
Alderman, Ward 2

WM:jc

Attach.

Mr. Doug Lobo  
Director of Public Works

c.c. Dr. & Mrs. Stallwood  
670 Concession Street  
Hamilton, ON L8V 4T9

---

George R. Stallwood, M.D., F.R.C.P.(c)

---

Cardiologist

670 Concession Street, Hamilton, Ontario L8V 4T9

Telephone: (905) 387-3561 Fax: (905) 387-0398

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February 27, 1996

Mr. W. McCullough  
City Hall  
71 Main St. E.  
Hamilton, ON L8N 3T4

Dear Mr. McCullough:

**RE: Damage to Property**  
**Date of Loss: October 5, 1995**  
**Location: 358 Bay Street South**

I am enclosing the correspondence regarding a claim against the City of Hamilton made by my husband and I. This began on October 5, 1995 when a tree fell on our property. This tree was clearly hazardous to our house and property and we had notified the city in June of 1995. We called them on a monthly basis requesting urgent removal of the tree. The tree fell October 5, 1995 causing a about \$3000 in damages to our property. We called the city arborist, who was quite familiar with us by then, on October 6, 1995. We asked him how to proceed making claims against the city. He told us to call the Claims Department, which we proceeded to do, and they told us to send a complete outline of any claims we would be making. I proceeded to do this and we had several letters of correspondence which are included in this package.

Then on February 5, 1996, we were informed by the city that we had not met a deadline of seven days of written notification or a three month court action against them.

We had made several calls and inquiries from two different department at the city regarding liability and claims of damages against the city. Neither of these departments informed us of a seven day or three month deadline, either over the phone or in writing. They appeared to let the deadline pass before informing us that we were "out of luck".

Given the city was well aware of the damage that their tree did to us (due to their own negligence) I think it was completely dishonest and unethcal of them not to inform us, when we were asking them directly that there was a deadline in terms of notification. I am particularly disturbed because this was clearly an event that occurred because of their negligence and tardiness.

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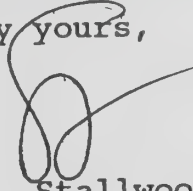
Mr. B McCullough

2

February 27, 1996

I am requesting some help from you in bringing this to the cities attention so that it can be dealt with fairly.

Sincerely yours,

A handwritten signature in black ink, consisting of a large, stylized 'G' followed by a horizontal stroke extending to the right.

George R. Stallwood, M.D., F.R.C.P.(C)

GEORGE R. STALLWOOD, M.D., F.R.C.P.(C)

*Cardiologist*

670 CONCESSION ST.  
HAMILTON, ONTARIO

December 4, 1995

Mr. J. Schatz  
City Clerk  
71 Main St. W.  
Hamilton, ON L8N 3T4

Dear Mr. Schatz:

Enclosed is a notice of claim regarding damage to our property when a city tree fell on October 5, 1995.

The tree did extensive damage to garden and lawn furniture requiring replanting and furniture replacement.

We removed the tree partially at our own expense to avoid further damage to property by having the tree dragged out by a front-end loader.

Enclosed are receipts of tree and debris removal, crane rental, replanting, estimate for replanting in the spring and estimate for furniture replacement.

Sincerely yours,



George Stallwood, M.D., F.R.C.P.(C)

jeg

Enclosure

OFFICE OF THE CITY CLERK



City of  
HAMILTON

71 Main Street West, Hamilton, Ontario, L8N 3T4  
Tel. (905) 546-2700/ Fax (905) 546-2095

1995 December 21

George R. Stallwood  
670 Concession Street  
Hamilton, On L8V 4T9

Dear Mr. Stallwood:

Your letter dated 1995 December 4 has been received and forwarded to the Co-ordinator of Claims, Department of Public Works, City Hall, for consideration.

Mrs. Rose Salayko of the Claims Division will be in touch with you in the near future, and any further inquiries in this matter should be addressed to Mrs. Salayko.

Yours truly,

J. J. Schatz  
City Clerk

JJS/dg

cc: Mrs. Rose Salayko  
Department of Public Works



---

George R. Stallwood, M.D., F.R.C.P.(c)

---

Cardiologist

670 Concession Street, Hamilton, Ontario L8V 4T9

Telephone: (905) 387-3561 Fax: (905) 387-0398

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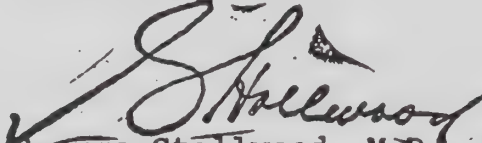
Janurary 4, 1996

Mr. J. Schatz  
City Clerk  
71 Main Street West  
Hamilton, ON L8N 3T4

Dear Mr. Schatz:

Estimate for lawn furniture in 1990. cost was 950.00 Replacement cost difficult to know until spring when lawn furniture is on the market.

Sincerely yours,



George Stallwood, M.D., F.R.C.P.(C)

jeg

George R. Stallwood, M.D., F.R.C.P.(c)

Cardiologist

670 Concession Street, Hamilton, Ontario L8V 4T9

Telephone: (905) 387-3561 Fax: (905) 387-0398

January 4, 1996

Mr. J. Schatz  
City Clerk

71 Main Street West

Hamilton, ON L8N 3T4

Dear Mr. Schatz:

RE: Claim against city for damage to Stallwood-Patterson property

Enclosed is the estimate for lawn furniture and photographs of the damage.

Also, her is an outline of the sequence of events leading to the tree falling:

June 5/95 Dr. J. Patterson called Kevin Jones (chief arborist for the city) to request the tree be removed. It was rotten through, infested with carpenter ants and a hazard. A work order was placed. I discussed with him liability in case of a fallen city tree.

July 4/95 Dr. Patterson spoke to Brad Fleming, expressing concern over safety of the tree and requesting it be removed quickly, due to its decrepid state.

Sept. 6/95 Dr. J. Patterson spoke again to Kevin Jones who reassured us the tree was not likely to fall.

Oct. 5/95 Dr. J. Patterson put in an urgent call to Kevin Jones. Dr. Patterson spoke to Brad Fleming. There was a storm warning with high winds expected. We were reassured again.

Oct. 5/95 7:30 p.m. - tree fell

Oct. 6/95 Dr. J. patterson reported fallen tree to Mr. Kevin Jones who remarked, "THAT BIG TREE FELL! I never would have believed it".

Oct. 7/95 Work crew arrived to remove tree. Expressed intent to drag tree out with front end loader. We expressed concern about the extensive damage that would cause to our garden.

...2

Mr. J. Schatz

2

January 4, 1996

Oct. 10/95

Work crew returned. We hired a crane to prevent extensive yard damage. City was able to send away 3 of 5 workers they had brought and work completed in 1 1/2 hours (our feeling was the cost of crane was less than wages of huge work crew). Tree removed.

Sincerely yours

A handwritten signature in dark ink, appearing to read "Stallwood", with a large, stylized initial "S" that loops around the first part of the name.

George Stallwood, M.D., F.R.C.P.(C)

jeg

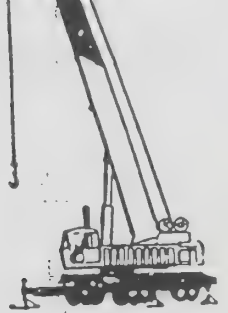
# VENETOR CRANE LIMITED

HYDRAULIC CRANES

24 HOUR SERVICE

19 COMMUNITY AVE., UNIT 1, STONEY CREEK, ONTARIO L8E 2X9

Tel. (416) 664-5007 • Fax (416) 664-5008



003074 \*

JOB ADDRESS

358 BAY ST S.

NO.	CUSTOMER'S ORDER NO.	DATE
33	DR. G STALLWOOD	AT 10. / 95
PLIED TO		AMOUNT
NDAY	358 BAY ST S.	
SDAY	paid in \$470.00	
DNESDAY	4 HRS 110. \$440.00	
IRSDAY	651 30.80	
DAY	8470.80	paid cash \$470

ATOR

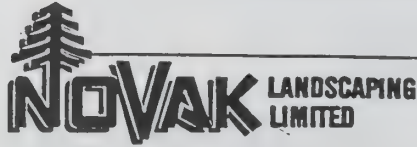
A SHORT

REC'D. BY

AGREES SHOULD THE GROUNDS OR SITE BE UNFIT AND THE MACHINE OPERATOR  
TO PROCEED BY CUSTOMER OR AGENT. THE CUSTOMER ASSUMES FULL LIABILITY  
OF ANY EXPENSES INCURRED IN REMOVING MACHINE FROM JOB SITE. CUSTOMER  
OVERTIME CHARGES IN ACCORDANCE WITH THE CURRENT UNION CONTRACT.

1. NO CLAIMS WILL BE ACCEPTED UNLESS NOTED ON THIS WORKSHEET AT COMPLETION OF WORK.
2. ALL DELAYS AND WAITING TIME WILL BE INVOICED AT REGULAR RATES.
3. THE ABOVE SIGNED ACKNOWLEDGES THAT THE ABOVE SERVICES WERE RECEIVED AND PERFORMED TO HIS SATISFACTION.
4. IF BY REASON OF A FORTUITOUS EVENT OR IRRESISTIBLE FORCE TRANSPORTATION OR DELIVERY OF SERVICES BE NOT MADE WITHIN THE STIPULATED TIME LIMIT, THE COMPANY &V WILL NOT BE LIABLE IN DAMAGES FOR THE DELAY.

# Contract



601 DUNDAS ST. E., WATERDOWN, ONT. LOR 2H0 • 689-8566

SAL SUBMITTED TO

Mr & Mrs. Janet Patterson

PHONE

DATE

Dec 8/95

58 Bay St. South CITY, PROVINCE AND POSTAL CODE

ARCHITECT

areby submit specifications and estimates for:

Quote: Spring repairs to Damaged Bed

Paccysandra 5 Flats including labour 290<sup>00</sup>

Perennials around new Maple 230<sup>00</sup>

520<sup>00</sup> + GST

We Propose hereby to furnish material and labour — complete in accordance with above specifications, for the sum of:

ment to be made as follows:

dollars (\$ \_\_\_\_\_).

horized  
ature

Note: This proposal may be withdrawn by us if not accepted within \_\_\_\_\_ days.

## NOVAK LANDSCAPING LTD. TERMS AND CONDITIONS

terms and conditions relating to the contract herein shall be as follows: —

All work is to be completed in a workmanlike manner according to the standard practice in the landscaping business as is prevalent in this area.

All material supplied is guaranteed for a six-month growing season for mortality. shrubs, grass or other live material supplied shall not be guaranteed if the purchaser neglects to adequately maintain the live material supplied through not watering or if the other conditions are such that mortality results therefrom.

3. Novak Landscaping Ltd. shall not be responsible for any ground settlement which may be caused by fresh fill not supplied by Novak Landscaping Ltd., or any settlement which may be caused by the subsurface movement of the earth or stone.

4. Payment terms shall be thirty (30) days unless otherwise expressed. Interest on overdue accounts (after 30 days) shall be charged at the rate of 2% per month.

5. Novak Landscaping Ltd. shall not be responsible for any delays caused by strikes, lockouts or other circumstances beyond their control.

6. Novak Landscaping shall not be responsible for watering of live material supplied unless specified in the contract herein and any mortality resulting therefrom shall not be the responsibility of Novak Landscaping Ltd.

**Acceptance of Proposal** — The above prices, specifications conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature of Acceptance: \_\_\_\_\_

Signature \_\_\_\_\_

Signature \_\_\_\_\_

## A handwritten signature in dark ink, appearing to be "S".

# INVOICE

3815

HAMILTON, Ontario      L8P 4V9

DATE	DESCRIPTION	CHARGES	CREDITS	BALANCE
10/95	Our Work Order NO: C03074 Rental 25 Ton Crane 4 Hours @ \$ 109.81		\$ 439.24	
	G.S.T.		\$ 30.74	
	TOTAL			\$ 469.98
	**Paid October 10, 1995 \$ 470.00**			
	THANK-YOU			
	2% INTEREST CHARGED AFTER 30 DAYS			
	GST R# 105505499			

Novak Developments  
102 St. David's Road  
St. Catharines, Ontario  
L8T 1P9

REFER TO THIS NUMBER

1649640

Mrs Patterson

Bay St. South

Hamilton Ontario

SHIP  
TO

SAME

QTY ORDERED	DESCRIPTION	QTY. SHIPPED	UNIT PRICE	AMOUNT
	Labour - Cleanup branches + Debris From Fallen tree in Pacchysandra			
	- refurbish rock gardens			
	replant rock garden		846	00
	- Fix Soil, install new Pacchysandra		59	22
	- Includes Materials + Labour (Soil, Plants + Soil)		\$ 905	22
PRICE		DATE SHIPPED		B/O FROM
BACK ORDERED ITEMS WILL BE SHIPPED AS SOON AS AVAILABLE UNLESS WE ARE OTHERWISE ADVISED IF A ITEM IS NOT AVAILABLE AND HAVE NOT BEEN BACK ORDERED				B/O TO

MOORE SPEEDMET 30



INVOICE

E & OE



City of  
HAMILTON

OFFICE OF THE CITY CLERK

71 Main Street West, Hamilton, Ontario, L8N 3T4  
Tel. (905) 546-2700/ Fax (905) 546-2095

1996 January 10

Dr. Janet Patterson  
670 Concession Street  
Hamilton, ON L8V 4T9

Dear Dr. Patterson

**Re: Claim for Damages to Stallwood-Patterson Property**

Your letter dated 1996 January 4, was received in our office on January 10 and has been forwarded to the Co-ordinator of Claims, Department of Public Works, City Hall, for consideration.

Mrs. Rose Salayko of the Claims Division will be in touch with you in the near future, and any further inquiries in this matter should be addressed to Mrs. Salayko.

Yours truly,

J. J. Schatz  
City Clerk

JJS/bc

cc: Mrs. Rose Salayko  
Department of Public Works





City of  
HAMILTON

Department of Public Works and Traffic  
4th Floor - Administration

07 1996

71 Main Street West, Hamilton, Ontario L8N 3T4  
Tel: (905) 546-2393 / Fax: (905) 546-3972  
File #: 960005

5 February 1996

Dr. G. Stallwood and Dr. J. Patterson  
670 Concession Street  
Hamilton, Ontario  
L8V 4T9

Re: Damage to Property  
Date of Loss: October 5, 1995  
Location: 358 Bay Street South

Your letter regarding the above has been referred to our attention.

While we regret that you have suffered a property damage loss, we are unable to honour your claim for damages.

Your letter indicates that the damage to your property occurred on October 5, 1995. The Municipal Act requires that you must provide the municipality with notice in writing of any such incident within seven days of the incident if you intend to make a claim for damages. Further, the Municipal Act requires that you must commence an action in Court within three months of the date of the incident to claim damages from the municipality.

Accordingly, the limitation period for an action by yourself against the City of Hamilton expired on January 5, 1996. Your claim is, therefore, barred by the action of the statute.

R. SALAYKO (MRS.)  
CO-ORDINATOR OF CLAIMS  
& ADMINISTRATIVE SERVICES  
DEPARTMENT OF PUBLIC WORKS AND TRAFFIC

RS/ap





**City of  
HAMILTON**

71 Main Street West, Hamilton, Ontario L8N 3T4  
Tel: (905) 546-2393 / Fax: (905) 546-3972  
File #: 960005

20 March 1996

Alderman Wm. McCulloch  
Alderman, Ward 2

Re: Claim of George Stallwood and Janet Patterson  
Date of Loss: October 5, 1995  
Location: 358 Bay Street South

*This will acknowledge receipt of your letter dated March 5, 1996 regarding the above-mentioned claim.*

*Please be advised that we have reviewed this file with the City's Law Department. Enclosed please find a copy of Mr. P. Barkwell's memorandum dated March 15, 1996.*

*Mr. Barkwell is in agreement with this department's denial of this claim based on the expiration of the limitation period. As well, he suggests that the home owners look to their home insurance carriers to recover the damages incurred.*

*Please feel free to contact me should you wish to discuss this matter further.*

D. LOBO, COMMISSIONER  
DEPARTMENT OF PUBLIC WORKS AND TRAFFIC

RS/ap  
Encl.



LAW DEPARTMENT

MEMORANDUM

RECEIVED

MAR 15 1996

CLAIMS DIVISION

\*\*\*\*\* FILE NO \*\*\*\*\*

TO: Mr. D. Lobo  
Commissioner  
Public Works & Traffic

YOUR FILE: 960005

FROM: P.A.Barkwell  
Litigation Counsel

OUR FILE:  
PHONE: (416) 546-4636

SUBJECT: Claim of George Stallwood  
and Janet Patterson  
Date of Loss: October 5, 1995

DATE: 1996 March 15

Thank you for yours of March 12, 1996.

I have reviewed the material which you have provided to me in regard to this incident.

It is my opinion that the Municipal Act limitation of three months applies to this incident. The diseased tree on the road allowance would either constitute negligence and failure to keep the highway in repair, or it would constitute a nuisance on the road allowance, in either event the Municipal Act establishes a limitation period of three months. That limitation would therefore have expired on January 5, 1996.

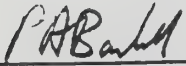
When the homeowners failed to commence a court action on or before January 5, 1996, their cause of action against the City expired. There is no authority for City staff to waive the action of the limitation, and deal with a claim once it has expired.

Case law has clearly established that there is no duty upon municipal employees to inform a claimant of the three month limitation period when a claim is being advanced against the municipality. Therefore, failure to warn a claimant of the limitation period is not grounds for extending the limitation period.

Finally, it would appear to me, based upon the information which I have, that the homeowners would have a claim on their home insurance policy to recover a substantial portion of the damages which they claim to have suffered. In the ordinary course, one would have expected them to approach their home insurer with respect to the damages. The home insurer would then pursue a subrogated claim against the City if they felt it necessary. That is a practice which we have seen on many occasions.

There is nothing in the file which indicates whether or not the homeowners have ever approached their own insurer with respect to these damages.

It would be my recommendation that the City should maintain a denial of this claim based upon the expiration of the limitation period.



Peter A. Barkwell  
Litigation Counsel

PAB;hk

c.c. Mrs. R. Salayko



**OFFICE OF THE CITY CLERK**  
**MEMORANDUM**

3.

\*\*\*\*\*

TO: Susan K. Reeder, Secretary  
Finance and Administration Committee

YOUR FILE:

FROM: Mr. J. J. Schatz  
City Clerk  
Office of the City Clerk

OUR FILE:  
PHONE: 546-2727

SUBJECT: Special legislation to lower taxes  
in designated areas in the City

DATE: 1996 April 10

This will confirm that City Council at its meeting held Tuesday, 1996 April 9th approved the following referral motion:

That the motion respecting the seeking of special legislation to allow the City of Hamilton, the Region and School Boards to lower taxes in designated areas of the City be referred to the Finance and Administration Committee for detailed reports from the City Solicitor and City Treasurer.

The above noted motion which was discussed at City Council read as follows:

"WHEREAS the Central Business District of the City of Hamilton has been in a very depressed state in recent years; and,

WHEREAS the Central Business District's health and vibrance is essential to the well-being of the entire Region; and,

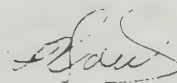
WHEREAS the assessed value of properties is far too high and has had a devastating effect on the Central Business District,

THEREFORE BE IT RESOLVED, that the City of Hamilton seek special legislation to allow the City of Hamilton, the Region and School Boards, "to lower taxes in designated areas in the City".

Would you please ensure that this matter is placed before the Finance and Administration Committee for consideration.

JJS/SKR

cc P. Noe Johnson, City Solicitor  
A. Ross, City Treasurer





**CITY OF HAMILTON**  
**- RECOMMENDATION -**

4. (a.)

**DATE:** 1996 April 09

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J.G. Pavelka, P.Eng.  
Chief Administrative Officer

**SUBJECT:** 1996 Canadian Public Works Association Conference  
& Exposition

**RECOMMENDATION:**

That the 1996 Canadian Public Works Association Conference & Exposition from June 09 to 12 while in Hamilton have the use of:

- (a) The printing facilities in City Hall to produce copies of the papers being presented for the delegates attending the conference; and,
- (b) The City's van and driver to accommodate small groups (6 to 10) delegates to places of interest within Hamilton.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

For printing copies of the Technical/Educational papers being presented for approximately 90 speakers with audiences of approximately 30 delegates and papers approximately 10 pages in length at \$.05 cents a copy, the maximum cost is estimated at \$1,350.

Contingent on the demand by small groups of delegates and/or spouses to visit local sites in Hamilton, the City's van could be utilized for approximately 2 days. The cost for a van and a driver could cost up to approximately \$300.

**BACKGROUND:**

Last year City Council gave approval for J. G. Pavelka to be the General Chairman of the 1996 Canadian Public Works Association Conference and Exposition to be hosted in Hamilton's Convention Centre and Copps Coliseum.

## **DISCUSSION:**

Work on organizing this conference has progressed such, that the following has been organized:

**A. OPENING RECEPTION INCLUDING A 45 MINUTE AIR SHOW AT  
- CANADIAN WARPLANE HERITAGE MUSEUM**

**B. CONFERENCE AT HAMILTON'S CONVENTION CENTRE  
- APPROXIMATELY 90 SPEAKERS ON THE FOLLOWING:**

**MANAGERIAL/PROFESSIONAL  
TECHNICAL/TECHNOLOGICAL  
INFORMATION/EDUCATIONAL**

**- BETWEEN 800 - 1,000 DELEGATES**

**C. EXPOSITION AT COPPS COLISEUM  
- BETWEEN 300 AND 400 BOOTHS  
- BETWEEN 2,500 AND 3,500 DELEGATES**

At the Finance and Administration Committee meeting copies of the Program At A Glance will outline that 6 concurrent sessions and tours will be happening throughout the 3 days of the conference.

Anticipating approximately 90 speakers, each presenting their own paper to an audience of approximately 30 delegates, there will be a demand from the delegates for copies of the presentation. Rather than burdening the speakers with the obligation to bring copies of their presentation, and because the majority of speakers are volunteers and not being reimbursed for their presentation, it is being proposed that their presentation be photocopied and printed in the City's facilities at City Hall.

Also during the conference, it is customary to have tours of local significance and interest available to the delegates and/or their spouses. Throughout the conference, it is anticipated that groups of 6 to 10 would like to visit such attractions as the following:

- ◆ **WARPLANE HERITAGE MUSEUM**
- ◆ **STEAM MUSEUM**
- ◆ **ROYAL BOTANICAL GARDENS**
- ◆ **SAM LAWRENCE PARK**
- ◆ **REGION OF HAMILTON-WENTWORTH'S UNDERGROUND CSO TANKS**
- ◆ **REGION OF HAMILTON-WENTWORTH'S WATER TREATMENT FACILITY**
- ◆ **COOTES PARADISE**
- ◆ **URBAN BRAILLE AT PARKDALE DRIVE**

For larger preplanned excursions arrangements are being made to lease buses to accommodate these tours. However, invariably there are small numbers of delegates wanting to see other points of interest. It is proposed that the City of Hamilton make its van and driver available to accommodate these tours.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

4. (b.)

**DATE:** 1996 April 11

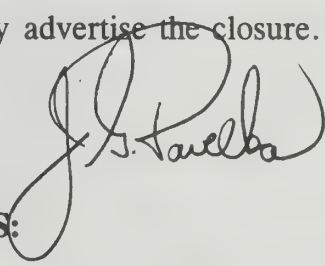
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J.G. Pavelka, P. Eng.  
Chief Administrative Officer

**SUBJECT:** 1996 Christmas Closure

**RECOMMENDATION:**

- (a) That City Hall and all non-essential municipal services that are not revenue generating, be closed on December 27, 30 and 31, 1996; and
- (b) That staff have the option of taking the three days as either vacation, lieu time, or unpaid leave or 6 days from their respective sick leave bank; and
- (c) That staff prepare an operational plan to provide for the maintenance of essential services for approval by Management Team; and
- (d) That the City Clerk be directed to appropriately advertise the closure.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Financial savings from the three day recommended closure will be in direct proportion to the number of staff who elect to take the time as unpaid leave.

During 1995, approximately \$80,000 was saved by staff taking time off. Similar savings may not be achieved in 1996 as employees may be anticipating the Christmas closure and use vacation days to avoid non-paid time.

**BACKGROUND:**

City Hall and all non-essential services which are not revenue generating were closed on December 27, 28 and 29, 1995. Because the consensus amongst the municipal departments is that this closure was reasonably well received by the public and by the staff, it was decided to pursue a similar closure in 1996 and to improve on the closure based on what was learned in 1995.

## **DISCUSSION:**

Anticipating that there would be only a modest volume of business for a number of the municipal departments because of holidays between Christmas and New Years, the following services were shut down on December 27, 28 and 29, 1995.

- City Hall**
- Treasury
  - Real Estate
  - Law
  - Planning
  - Building
  - Clerks
  - Human Resources
  - Information Systems

Services that were maintained over the 3 days included:

- Culture & Recreation**
- Recreational Centres and Arenas
  - Museums
  - Senior Citizen Centres

- Public Works & Traffic**
- Streets and Sanitation (snow removal & household garbage pickup)
  - Fleet Services
  - Parks Development & Maintenance
  - Cemeteries
  - Parking Control & Traffic Services - reduced parking control and emergency traffic services were maintained.

- Fire Services**
- Full fire suppression service was maintained and there was reduced fire prevention service

- Property**
- Central Utilities Plant
  - Respond to only emergency building related matters
  - Janitorial services for facilities which remain open

- City Clerks**
- Farmers' Market
  - full service
  - Emergency Dispatch Service
  - Front Desk in City Hall
  - Also available for marriage licences & burial permits

<b>Hamilton Parking Authority</b>	)	these Boards did not participate in
<b>Hamilton Public Library</b>	)	the closure due to the revenue
<b>H.E.C.F.I.</b>	)	generating aspect of their operations.

Because City Hall and several services were curtailed for this period, a great number of staff were able to take advantage of an extended vacation period. It is the Management Team's perception that staff definitely appreciated an extended period of vacation over the Christmas period.

Simultaneously there was not any significant concern by the public that City Hall was not open.

### **CONCERNS TO BE ADDRESSED**

Some of the concerns that will be addressed include the following:

- ◆ better media advertising to inform the public of the closure, in particular, radio advertising.
- ◆ recreation centres to remain open in appropriate areas.
- ◆ the Hamilton Public Library will participate in the closure this year with the exception of the Main Branch and Terryberry which will remain open.
- ◆ Payroll process improvements will be made to facilitate the various options available to staff in response to the closure.

JGP:dd

c.c. Management Team



4. (c.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 March 08

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J.G. Pavelka, P.Eng.  
Chief Administrative Officer

**SUBJECT:** Overtime Policy (Levels A-K)

**RECOMMENDATION:**

That Section 8(f) of the Benefit Package for the Management Group approved by City Council on September 29, 1987 be amended to read as follows:

Levels A-K - It is recognized that the functions performed by positions in the A-K range are not only performed between 9 and 5 Monday to Friday. In recognition of this fact a week (5 working days) of time off **may** be granted to an employee in this group at the discretion of the employee's Department Head.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

There may be a slight decrease in the amount of vacation time for Management Staff as it will now be the discretion of the Department Head to grant the "E" days either in whole or in part.

**BACKGROUND:**

Management Team has reviewed the usage of "E" days by Management Staff as well as the more recent implementation of Flex Time. It was concluded that not all Management Staff were required to work sufficient overtime hours to warrant the additional week. In addition, some staff were already being compensated for these additional hours through the use of Flex Time. The change to the Council resolution provides the Department Head with the discretion to only provide "E" days to those persons who have incurred sufficient overtime hours to warrant the additional time off.



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

4. (d.)

**DATE:** 1996 April 12

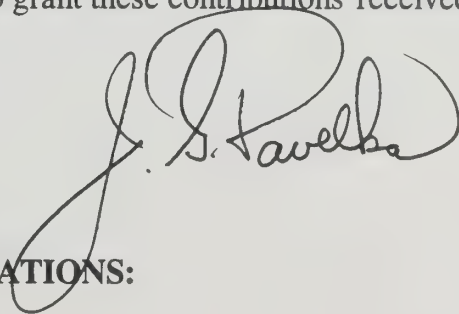
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. G. Pavelka, P. Eng.  
Chief Administrative Officer

**SUBJECT:** Donation from Firan Corporation to Hamilton  
Sesquicentennial Celebrations Inc.

**RECOMMENDATION:**

- (a) That approval be given for the City Treasurer to receive payments from the Firan Corporation in the total amount of \$30,000, made payable in U.S. funds, as donations towards Hamilton's Sesquicentennial Celebrations; and,
- (b) That the City Treasurer be authorized to grant these contributions received to Hamilton Sesquicentennial Celebrations Inc.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Zero impact on the City of Hamilton.

**BACKGROUND:**

The Firan Corporation is a corporate sponsor of the Hamilton Sesquicentennial Celebrations. Firan has agreed to donate funds for the following celebration purposes:

- |     |   |          |
|-----|---|----------|
| (a) | Firestone Choral Festival (Bach Elgar Choir)                  | \$10,000 |
| (b) | Morgan Firestone Sesquicentennial Pro-Am Golf Classic (Annual | \$12,000 |
| (c) | H.S.C.I. (Firan's Corporate Sponsor Donation)                 | \$18,000 |



Finance and Administration Committee  
1996 April 12

A cheque in the amount of \$10,000 U.S. funds has already been received, and Council approval was received on 1995 December 12th for this amount received in U.S. funds to be converted to Canadian funds for deposit to the Hamilton Sesquicentennial Celebrations Inc.

Hamilton Sesquicentennial Staff have advised that for reasons of Firan's corporate expediency, Firan prefers to make their donations in U.S. funds, payable to the City of Hamilton. It is desirable from Firan's perspective to have the cheques made payable to the Corporation of the City of Hamilton because the Municipality is a known and recognized entity. If the cheque donation were made payable to the Hamilton Sesquicentennial Celebrations Inc. invariably there would be a due diligence report to recognize the Hamilton Sesquicentennial Inc. as a not-for-profit organization. The due diligence report would ultimately cost time and money causing a delay in the processing of these funds.

There will be a continuing series of cheques issued by Firan in U.S. funds up to the balance of \$30,000. The timing of the issuance of these cheques is determined by Firan.

JGP:dd

cc Mayor Robert M. Morrow  
A. Ross, Treasurer  
Mr. M. Lewis, Q.C., Chairperson,  
Hamilton Sesquicentennial Celebrations Inc.



2.

**CONSENT AGENDA**

**FINANCE AND ADMINISTRATION COMMITTEE**

**Tuesday, 1996 April 16  
1:30 o'clock p.m.  
Room 233, City Hall**

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

Minutes of the regular meeting held on Tuesday, 1996 April 2nd

**B. CITY CLERK**

Use of 2nd Floor Lobby - Official Plan Display

**C. COMMISSIONER OF HUMAN RESOURCES**

Appointments to Permanent Positions with the Corporation of the City of Hamilton  
to 1996 April 3rd

**D. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE**

Information Items



Tuesday, 1996 April 2nd  
1:30 o'clock p.m.  
Room 233, City Hall

A.

**The Finance and Administration Committee met.**

**Present:** Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Mayor R. M. Morrow  
Alderman C. Collins  
Alderman D. Wilson  
Alderman D. Drury  
Alderman M. Kiss  
Alderman T. Anderson  
Alderman V. J. Agro

**Also present:** Alderman H. Merling  
J. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
P. Barkwell, Law  
N. Catalano, Economic Development Department  
J. Schatz, City Clerk  
J. Hindson, Director of Information Systems  
D. Vyce, Director of Property  
D. Farquhar, Public Works and Traffic  
C. Stableford, General Manager, H.S.P.C.A.  
Susan K. Reeder, Secretary

**A G E N D A**

**A. DELEGATION - Linda Pottruff - Daughters' Pet Monkey**

The Committee was in receipt of correspondence from Ms. Pottruff outlining the charges against her for keeping a two year old spider monkey that was given to her daughter by her late father.

The Committee was also in receipt of an Information Report dated 1996 March 29th from the General Manager of the Hamilton S.P.C.A.

Alderman Ross addressed the Committee on behalf of his constituent, Ms. Pottruff. He indicated that a meeting had been held with the H.S.P.C.A. to try to come to a resolve for this situation. In this regard, Cam Stableford, General Manager of the H.S.P.C.A. addressed the Committee and suggested that the City could exempt the monkey from the City's by-law on the condition that certain criteria were met.

Following further discussion on this matter, the Committee approved the following:

- (a) That an exemption be made to City of Hamilton By-law 84-191 respecting the Keeping of Animals, to allow Chanene Ellis of 190 Limeridge Road West to keep her two year old spider monkey, on the condition that the H.S.P.C. is satisfied that the monkey is being properly cared for, and of no nuisance or danger to others; and,
- (b) That the City Solicitor be authorized and directed to prepare amendments to the City of Hamilton By-law 84-191 in order to allow the City to give consideration to requests for granting specific exemptions on the keeping of exotic animals.

**1. IN CAMERA AGENDA**

The Committee moved in Camera to discuss matters of a private and confidential nature.

The Committee then moved back into regular session and approved the following:

**AA. GREY CUP 1996 HAMILTON INC.**

That the balance of \$1,210,000 of the total approved allocation of \$1,520,000 be advanced to Grey Cup 1996 Hamilton Inc., subject to the actual expenditures and cash flows not varying significantly from the original projections, as follows:

1996 April 1	\$410,000
1996 May 1	\$360,000
1996 June 1	\$440,000

**BB. CITY SOLICITOR AND COMMISSIONER OF PUBLIC WORKS AND TRAFFIC  
- City ats Craig; Ontario Court (General Division) Action No. 1819/93**

- (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 1819/93 by the payment to the Plaintiffs, Joan Craig, Walter Craig and Deborah Craig of the amount of \$15,200, inclusive of all claims for damages, interest and costs; and,
- (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Action No. 1819/93, including all cross-claims, be dismissed without costs.

**2. CONSENT AGENDA****A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

The Committee was in receipt of the minutes of its regular meeting held on Tuesday, 1996 March 19th, and approved these minutes as circulated.

**B. CITY CLERK****(i) Use of Council Chamber - World No Tobacco Day**

The Committee was in receipt of a report from the City Clerk dated 1996 March 26th respecting the above noted matter. The Committee approved the following:

That approval be given to the Hamilton-Wentworth Council on Smoking and Health to use the Council Chamber on Thursday, 1996 May 30 from 7:00 o'clock p.m. to 9:00 o'clock p.m. for an awards presentation on the occasion of World No Tobacco Day.

**(ii) Use of Second Floor Lobby - The Ontario Workers' Arts and Heritage Centre**

The Committee was in receipt of a report from the City Clerk dated 1996 March 25th respecting the above noted matter. The Committee approved the following:

That approval be given to The Ontario Workers' Arts and Heritage Centre request to use the 2nd Floor Foyer East and West, from 1996 August 19 to September 3rd, to display architectural drawings of the proposed renovations to the Custom's House, together with artifacts found at the site.

C. TREASURER(i) Authorization to Enter into Extension Agreements on Specific Properties for the Payment of Realty Tax Arrears

The Committee was in receipt of a report from the Treasurer dated 1996 March 25th, respecting the above-noted matter. The Committee approved the following:

- (a) That the City be authorized to enter into an Extension Agreement, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following property to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on 1994 June 28:

90 Hempstead

- (b) That the by-law to authorize the said Extension Agreement be enacted by Council; and,
- (c) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreement.

(ii) Funding - Construction of independent concrete sidewalks on the north side of Stone Church Road from Upper Wellington Street to Upper Wentworth Street

The Committee was in receipt of a report from the Treasurer dated 1996 March 29th respecting the above noted matter. The Committee approved the following:

- (a) That as referred to in Section 23 of the Fifth Report for 1996 of the Transport and Environment Committee, the Commissioner of Public Works and Traffic be authorized to prepare an appropriate By-law in a form satisfactory to the City Solicitor to construct an independent concrete sidewalk on the north side of Stone Church Road from Upper Wellington Street to Upper Wentworth Street under the Local Improvement Act at an estimated cost of \$164,000 with the City's share of \$79,591.27 and owner's share of \$84,408.73; and,
- (b) That the City's share of \$79,591.27 be financed from the 1996 Capital Levy (Account Centre No. CH 22002) and the owner's share of \$84,408.73 be financed by the issuance of debentures for a period not to exceed 20 years; and,
- (c) That an application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures for the owner's share in the amount of \$84,408.73 for a term not to exceed 20 years for the above project.

D. DIRECTOR OF PROPERTY/CHIEF ADMINISTRATIVE OFFICER - Award of Contract for Victaulic Joint Replacement - Central Utilities Plant

The Committee was in receipt of a Joint Report from the Director of Property and the Chief Administrative Officer dated 1996 March 25th, respecting the above-noted matter. The Committee approved the following:

That authorization be given to issue a purchase order in the amount of \$49,113, inclusive of GST (\$3,213), to Geonis Mechanical Contracting Limited of Stoney Creek to supply the labour and materials to replace the victaulic fittings within the Central Utilities Plant, this being the lowest tender received in accordance with the specifications (Ref: C14-2-96) issued by the Purchasing Division.

**E. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE**

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1996 March 29th respecting Information Items. The Committee approved the following:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Correspondence - CHML/Y95 and K-Lite/Oldies 1150 - Heritage Ministry "Neighbouring Rights" tax - letter dated 1996 March 15th
- (b) Information Report - City Solicitor - "The Politics of Municipal Regulation" - presentation by Geor. Rust-D'Eye at CBAO 1996 March 27th - report dated 1996 March 28th
- (c) Copy of the recommendation to the Transport and Environment Committee from the Commissioner of Public Works and Traffic and the City Solicitor re: Parking Enforcement - report dated 1996 March 18th

**3. ALDERMAN V. AGRO - Designation of the Art Gallery of Hamilton and Theatre Aquarius - Realty Free Tax Exemption**

The Committee was in receipt of a memorandum from Alderman Agro, as Chairman of the Regional Grants Sub-Committee requesting that a motion be passed by City Council designating both the Art Gallery of Hamilton and Theatre Aquarius as being exclusively used for municipal purposes and thereby seeking legislation to obtain a realty tax free exemption.

The Committee was also in receipt of an Information Report from the Treasurer dated 1996 March 29th on this matter.

Alderman Agro addressed the Committee on this request. He spoke of the capital investment for these facilities and the money that they lose. He also spoke of the cultural and artistic contributions these facilities give to the community. He added that if the City had built these facilities, they would be tax exempt.

The Treasurer spoke to this matter, and indicated that while the City has approved a resolution supporting the request of Theatre Aquarius for a Private Member's Bill for tax exempt status, the Board of Education has not made a decision.

The Treasurer indicated that there is another option that could be used which would require some research.

Further to this the Mayor indicated that he will speak to the Board of Education to encourage them to reach a decision on the request from Theatre Aquarius.

The Committee then agreed that the Treasurer should research a possible alternate approach, and report back.

Some discussion was also held on the outstanding realty tax arrears applicable to Theatre Aquarius.

4. **TREASURER - Status of Pilot Project - Use of Bailiffs for the Collection of Outstanding Business Tax Arrears**

The Committee was in receipt of a report from the Treasurer dated 1996 March 27th respecting the above noted matter.

The Committee approved the following:

- (a) That the City of Hamilton continue to utilize the services of bailiffs for the collection of outstanding business tax arrears and extend existing agreements with ABS Bailiff Services to 1996 July 31; and,
- (b) That the Treasury Department request "Letters of Interest" for the on-site collection of outstanding business taxes from Bailiffs licensed to operate in the City of Hamilton in order to provide for the expansion of the present program on a permanent basis.

5. **CITY CLERK**

(a) **1996 Federation of Canadian Municipalities Conference - 1996 May 31 - June 3 - Calgary, Alberta**

The Committee was in receipt of a report from the City Clerk dated 1996 March 25th respecting the above noted matter.

The Committee approved the following:

That the Mayor, the Chairman of the Finance and Administration Committee or his designate, and five members of City Council be authorized to attend the 1996 Federation of Canadian Municipalities Conference on 1996 May 31 - June 3 in Calgary, Alberta.

(b) **Extension of Hours request - Hamilton International Air Show - 1996 June 15 - 16**

The Committee was in receipt of a report from the City Clerk dated 1996 March 25th respecting the above noted matter. The Committee approved the following:

- (a) That the Liquor Licence Board of Ontario be advised that the City of Hamilton deems the Hamilton International Air Show to be an event of municipal, and indeed International significance to the City of Hamilton; and,
- (b) That as such, the City has no objection to the extension of hours to 3:00 o'clock a.m. for the following dates and locations:
  - (i) Tailgate Charlies, 69 John Street South (official hospitality headquarters); Texas Border, 77 King William Street; Gaslight, 19 John Street South; The Keg, 33 Bowen Street:
    - (1) Thursday, 1996 June 13th - Hospitality Kick-off to start at 8:00 o'clock p.m.; and,
    - (2) Friday, 1996 June 14th - Post Party Twilight Show to start at 11:00 o'clock p.m.; and,
    - (3) Saturday, 1996 June 15th - Post Air Show Party to start at 8:00 o'clock p.m.; and,
    - (4) Sunday, 1996 June 16th - Post Party Reception to start at 11:00 o'clock p.m.

**Note:** Alderman Kiss opposed.

6. COMMISSIONER OF PUBLIC WORKS AND TRAFFIC - 1996 Street Vendor Programme

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated 1996 March 22nd respecting the above noted matter. The Committee approved the following:

That the four Street Vendor locations be awarded for the period commencing 1996 April and continuing to the end of 1998 December, to the successful proponents, one cart per location, as listed:

<u>NAME</u>	<u>LOCATION</u>	<u>PRODUCT</u>	<u>FEE</u>
Gorpat Holdings Ltd	#11 Stelco Tower (entrance area)	Sausage/Hot Dogs Soft Drinks	\$3,000
Helen Pawlowski	#16 S/E Corner of King & James (opposite Royal Bank)	Sausage/Hot Dogs Soft Drinks	\$5,000
Lou Bojin (of Streatables)	#31 Turner Farm Park (Chip Wagon type vehicle)	Sausages, Hot Dogs, Hamburgers, Fries, Soft Drinks	\$10,000
J & C Matijasich	#30 N/W Corner of Hunter and Hughson	Sausages/Hot Dogs Soft Drinks	\$ 600

and that this approval is subject to confirmation of the following:

- (a) The products offered for sale are approved by the Hamilton-Wentworth Regional Health Department; and,
- (b) The submitted bids remain unchanged following the review by the Health Department; and,
- (c) The proponents enter into a legal agreement satisfactory to the City; and,
- (d) The City Solicitor be authorized to execute the agreements.

7. CITY SOLICITOR AND CITY TREASURER - Summer Career Placement Program

The Committee was in receipt of a report from the City Solicitor and the City Treasurer dated 1996 March 26th respecting the above noted matter. The Committee approved the following:

- (a) That the City of Hamilton apply for Summer Career Placement Grants from Human Resource Development Canada, for a law student and a business/accounting student for not more than sixteen (16) weeks employment in the Summer of 1996; and,
- (b) That the City Solicitor/City Treasurer be authorized to execute on behalf of the City, any Agreements required by Human Resource Development Canada in respect of the Summer Career Placement Program; and,
- (c) That the staff seek immediate applications from eligible students through Canada Employment Centres for Students for these tentative positions.

**ADDED - COMMISSIONER OF PUBLIC WORKS AND TRAFFIC - Summer Career Placement Program**

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated 1996 April 1st respecting the above-noted matter. The Committee approved the following:

- (a) That the City of Hamilton apply for Summer Career Placement Grants from Human Resource Development Canada, for 33 students (including 1 Administrative/Clerical, 6 Administrative/Computer, 26 Horticultural/Labourer placements) for not more than sixteen (16) weeks employment in the Summer of 1996; and,
- (b) That the City Solicitor/City Treasurer be authorized to execute on behalf of the City, any Agreements required by Human Resource Development Canada in respect of the Summer Career Placement Program; and,
- (c) That the staff seek immediate applications from eligible students through Canada Employment Centres for Students for these tentative positions.

**ADDED - THE PARKING AUTHORITY OF THE CITY OF HAMILTON - Summer Career Placement Program**

The Committee was in receipt of a report from the General Manager of The Parking Authority of the City of Hamilton respecting the above-noted matter. The Committee approved the following:

- (a) That the City of Hamilton apply for Summer Career Placement Grants from Human Resource Development Canada, for six students. Two will be required from Clerical/Electronic Office Management Studies and four other students involved in the studies of Building Maintenance, Landscaping, Electronics, and Electrical for not more than sixteen (16) weeks employment in the Summer of 1996; and,
- (b) That the City Solicitor/City Treasurer be authorized to execute on behalf of the City, any Agreements required by Human Resource Development Canada in respect of the Summer Career Placement Program; and,
- (c) That the staff seek immediate applications from eligible students through Canada Employment Centres for Students for these tentative positions.

**ADDED - CHIEF ADMINISTRATIVE OFFICER - 1996 Collective Bargaining**

The Chief Administrative Officer gave an outline on the new process to be following for the 1996 Collective Bargaining Sessions. In this regard, he gave an overhead presentation on the structure, as herein outlined in the attached charts.

**ADDED - DIRECTOR OF INFORMATION SYSTEMS - Internet**

The Director of Information Systems spoke to the Committee about the direction being taken with the Internet, and the possibilities that could be utilized by the Corporation. These services would include such areas as information access, E-Mail and interactive transactions.

Considerable discussion ensued on these possibilities, and reference was made to the use of the "HomePage". It was suggested that H.E.C.F.I. with its facilities could benefit from this service.

With respect to the Corporate direction, it was agreed that the Director of Information Systems will report back to the Committee with details of the Internet, and the costs associated with the uses, along with a request for approval of a Corporate direction for use of the Internet.

**ADDED - ALDERMAN H. MERLING - Salary Reductions**

Alderman Merling spoke to the Committee and indicated that a Special Regional Council held that morning, a resolution had been approved to explore the possibility of reducing the top level of the non-union pay scale for those categories of Level "F" and above. The Regional Chief Administrative Officer has been directed to report back on this. Alderman Merling requested that the same resolution be approved by the City.

In this regard, the Committee approved the following:


That the Chief Administrative Officer be directed to prepare a report to the Finance and Administration Committee, outlining a plan which would reduce the non-union pay scale by eliminating the top level for those categories of Level "F" and above.

**9. ADJOURNMENT**

There being no further business, the meeting then adjourned.

Taken as read and approved,

**ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

  
**Susan K. Reeder**  
Secretary  
1996 April 2nd

**1996 COLLECTIVE BARGAINING**

**Collective Bargaining**

- ♦ To be led by a Corporate Management Team Member
- ♦ In Contrast to the past when led by Human Resources

	<b><u>Management Team Representative</u></b>	<b><u>Alternate If Required</u></b>
CUPE Local 5	Doug Lobo Commissioner of Public Works & Traffic	Ross Fair Director of Culture & Recreation
CUPE Local 167	Len King Building Commissioner  Joe Schatz City Clerk	
CUPE Local 1041	Ross Fair Director of Culture & Recreation	Doug Lobo Commissioner of Public Works & Traffic
CUPE Local 288 (Fire)	Allan Ross City Treasurer  Patrice Noé Johnson City Solicitor	
Non-Union Employees	Joe Pavelka Chief Administrative Officer	

- Corporate Management team must be available for all bargaining sessions.

#### Working Groups

- ♦ For each bargaining unit to include Treasury, Human Resources, Law and the Operating Line Departments to provide details and information as required.
- ♦ Human Resources to continue to provide overall coordination of the bargaining process to conform with the Labour Relations Act.

#### Corporate Management Team

- ♦ To review collection of issues compiled by Human Resources
- ♦ To finalize proposal
- ♦ Finalized proposal to be submitted to Finance and Administration Committee for review and input
- ♦ Both Corporate Management Team and the Finance and Administration Committee are to be updated regularly (at every Committee meeting)
- ♦ As directed by Finance and Administration Committee, negotiations to be separate between the Region and the City of Hamilton.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B.

**DATE:** 1996 April 3

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Use of 2nd Floor Lobby  
Official Plan Display

**RECOMMENDATION:**

That approval be given to the request of the Planning Department to use the 2nd Floor Lobby (West) from 1996 April 15 to 24 and from April 29 to May 10 for a display with regard to the Official Plan Review.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

The public outreach program is an integral part of the Official Plan Review. Accordingly the Planning and Development Department are proposing to display a portable 8'-0" Expo System on the 2nd floor, together with brochures in this regard.

14 cc: Mayor's Office  
Rob Swan, Manager, Building Operations & Maintenance  
Information Desk



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

C.

**DATE:** 1996 April 4

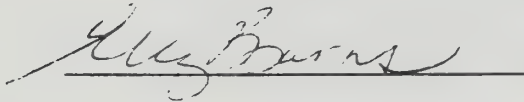
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** Appointments to Permanent Positions with the Corporation  
of the City of Hamilton (C-013-096)

**RECOMMENDATION:**

That the attached listing of Appointments to Permanent positions with the Corporation to 1996 April 3 be approved.



---

JJ/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

Attached.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Andrea McDonald	I	Gardener II (D14)	Public Works	Replacing Mr. R. Manual - promoted April 17/95	\$36,052.64	March 18/96

Prepared April 3, 1996

Status
Internal -- I
External -- E

**CITY OF HAMILTON**

D.

**-RECOMMENDATION-**

**DATE:** 1996 April 12th

**REPORT TO:** Alderman B. Charters, Chairman & Members,  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary,  
Finance and Administration Committee

**SUBJECT:** Information Items

**RECOMMENDATION:**

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Correspondence - Mayor Hunt, City of Stratford - 12th Annual Municipal Night performance at the Stratford Shakespearean Festival of "The Music Man" - letter dated 1996 March 28th
- (b) Correspondence - 1995-1996 National Presidents, Kinsmen Kinette Clubs of Canada - appreciation for "message of support" taken out in the '96 Winter KIN magazine - letter dated 1996 March 27th
- (c) Minutes - Hamilton Status of Women Sub-Committee - meeting held 1996 March 4th
- (d) Information Report - City Solicitor - Appeal by Hamilton Harbour Commissioners to OMB - report dated 1996 April 10th
- (e) Information Report - City Treasurer and City Solicitor - Local Improvement Levies - report dated 1996 April 12th

*Susan K. Reeder*



Page Two

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

The above-noted documents have been sent out to members of the Committee and the applicable staff for information purposes, and are being formally presented to the Committee in order to be officially received. Approval of this recommendation to receive these documents will ensure that the circulation procedure followed for these matters is recorded.



URBAN/MUNICIPAL

CAY ON HBL A05

C 51F31

1996



Urban/Municipal Librarian  
Hamilton Public Library  
2nd Floor

## NOTICE OF MEETING

**URBAN MUNICIPAL**

### FINANCE AND ADMINISTRATION COMMITTEE

**MAY 9 1996**

Tuesday, 1996 May 7

1:30 o'clock p.m.

Room 233, City Hall

**GOVERNMENT DOCUMENTS**

*Susan K. Reeder*  
Susan K. Reeder, Secretary

Finance and Administration Committee

### A G E N D A

1. IN CAMERA AGENDA

2. CONSENT AGENDA

3. CITY TREASURER

Canada/Ontario Infrastructure Works Program - New Application

4. REFERRAL FROM CITY COUNCIL

Final Report from the Constituent Assembly

5. DIRECTOR OF PROPERTY

- (a) Amendment to Lease - Part of Copps Coliseum (101 York Boulevard) to The Society of Management Accountants of Canada
- (b) Award of Contract - Construction of Vault for Electrical Generator - Systems Department Uninterruptable Power Supply
- (c) Lease Renewal - Hamilton Municipal Employee Credit Union, 50 Jackson Street West
- (d) The Hamilton Press Club Lease - 50 Jackson Street West - Canadian Football Hall of Fame Building
- (e) Lease Agreement - 244 Lake Avenue North - Authority to Enter - Lorne Richter
- (f) Removal of Fuel Oil Tank - 940 Queensdale Avenue East



6. **DIRECTOR OF INFORMATION SYSTEMS AND CITY CLERK**

Implementation of a City of Hamilton "Homepage" on the Internet

7. **COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

Street Vendor at King and James Streets

8. **CITY CLERK**

1996 A.M.O. Annual Conference

9. **CORRESPONDENCE**

- (a) Hamilton International Air Show - request for the City to host a Civic Reception
- (b) Hamilton Status of Women Sub-Committee - request for reconsideration of decision of secretarial/resource staff services provided by the City

10. **OTHER BUSINESS**

11. **ADJOURNMENT**



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

3.

**DATE:** 1996 April 25

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Canada/Ontario Infrastructure Works Program New  
Application

**RECOMMENDATION:**

That a letter be forwarded by Mayor Morrow to the Minister of Municipal Affairs and Housing with copies to the Federal Minister Responsible for Infrastructure along with the local Members of Parliament and Members of Ontario Legislature, The Association of Municipalities of Ontario and the Federation of Canadian Municipalities, requesting that the Province review and expedite the approval of the City's applications to the Canada/Ontario Infrastructure Works Program to ensure that these projects can commence as soon as possible and generate the additional employment which is the objective of the Infrastructure Program.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

See below.

**BACKGROUND:**

City Council at its meetings of 1996 January 30 and 1996 February 27 approved the following:

Item 1(g) of the FIRST Report of the Committee of the Whole as adopted by City Council at its meeting held 1996 January 30.

- g) That the following projects be advanced and included as part of the new application to the Canada/Ontario Infrastructure Program replacing the

previously approved Co-Generation Project being removed by the Committee of the Whole on 1996 January 9, and that the Treasurer be authorized to reduce the 1997 through 2002 Capital Forecasts by the amount noted below.

### CANADA/ONTARIO INFRASTRUCTURE WORKS PROPOSED PROJECTS

	<u>Project No.</u>	<u>Description</u>	<u>Advanced From</u>	<u>Gross Cost</u>	<u>Annual Operating Cost</u>
1)	79.1	Roadway and Sidewalk Reconstruction Program	Additional	\$1,463,000	0
2)	81.1 (Part)	"	1997	999,000	0
3)	81.2 (Part)	"	1998	685,000	0
4)	81.3 (Part)	"	1999	589,000	0
5)	81.4 (Part)	"	2000	<u>388,500</u>	0
				<u>\$4,124,500</u>	

Item 7(a) of the SECOND Report of the Committee of the Whole as adopted by City Council at its meeting held 1996 February 27.

7. (a) That the following projects be advanced and included as part of the new application to the Canada/Ontario Infrastructure Program, replacing the Co-Generation Project which was removed by Council January 9, 1996, and that the Treasurer be authorized to reduce the 1997 through 2002 Capital Forecasts by the amounts noted.

### CANADA/ONTARIO INFRASTRUCTURE WORKS PROPOSED PROJECTS

	<u>Project No.</u>	<u>Description</u>	<u>Advanced From</u>	<u>Gross Cost</u>	<u>Annual Operating Cost</u>
1)	24.2	Energy Management Project	1998	\$ 100,000	\$(20,000)
2)	24.3	Energy Management Project	1999	200,000	(40,000)
3)	24.4	Energy Management Project	2000	200,000	(40,000)
4)	16.0	City Hall - Replace Existing Chillers and Associated Equipment	1998	340,000	(30,000)

	<u>Project No.</u>	<u>Description</u>	<u>Advanced From</u>	<u>Gross Cost</u>	<u>Annual Operating Cost</u>
5)	83.0	Construction & Maintenance of City's Parking Lots and Pathways (Appendix "A")	Additional	100,000	0
6)	84.1	"	1997	50,000	0
7)	84.2	"	1998	50,000	0
8)	84.3	"	1999	50,000	0
9)	84.4	"	2000	50,000	0
10)	56.0	Renovate the Fire Station at Woodward and Melvin	2002	200,000	0
11)	New	Construction & Maintenance of City's Parking Lots and Pathways (Appendix "B")	Additional	300,000	0
12)	New	Playstructure Redevelopment	Additional	<u>300,000</u>	0
				<u>\$1,940,000</u>	

#### DISCUSSION:

As previously noted, the City's application was submitted by the deadline and subsequently acknowledged by the Province on April 23, 1996 (copy enclosed).

The essence of this response is to advise of a delay in considering the City's application. The result is to delay the commencement of these projects and the employment they will generate. Staff have been advised that there is no specific problem with our applications, but rather a procedural issue related to the signing of the revised Federal/Provincial agreement.

Delays in approvals will cause delays in project commencement and if they continue for enough time, may jeopardize our ability to complete work within this construction season. It is, therefore, recommended that a letter be sent by the Mayor to the Minister of Municipal Affairs and Housing, with copies to the Federal Minister Responsible for Infrastructure, local Members of Parliament, members of Ontario Legislature, The Association of Municipalities of Ontario and the Federation of Canadian Municipalities, requesting that the approval process be expedited so that these important projects can commence and generate needed employment as soon as possible.

- c.c. J. G. Pavelka, P.Eng., Chief Administrative Officer  
P. G. Baker, General Manager, Parking Authority  
R. Fair, Director of Culture & Recreation  
P. Noé Johnson, City Solicitor  
L. King, Building Commissioner  
D. Lobo, Commissioner of Public Works & Traffic  
G. Smith, Fire Chief  
D. W. Vyce, Director of Property  
N. R. Adhya, Manager of Budgets, Treasury Department  
K. Christenson, Secretary, Transport and Environment Committee  
K. Christenson, Secretary, Parks and Recreation Committee  
R. Meiers, Operations Engineer, Public Works & Traffic Department  
R. Martiniuk, Manager, Architectural Services, Building Department



Regional Operations Branch

Direction des opérations régionales

Ministry of  
Municipal Affairs  
and Housing

Ministère des  
Affaires municipales  
et du Logement

777 Bay Street  
Toronto ON M5G 2E5

777 rue Bay  
Toronto ON M6G 2E5

April 23, 1996

Mr. Allan ROSS  
Treasurer  
Treasury Department  
City of Hamilton  
Hamilton ON L8N 3T4

Dear Mr. Ross:

I am replying to your request for confirmation of the status of the recent applications made by the City of Hamilton for new projects under the Canada Ontario Infrastructure Works program.

The City intends that the six proposed projects described in the recent applications use the remaining COIW funding from the co-generation project (M1610105) which is proposed to be withdrawn. I understand that you have confirmed with Ms Rhonda Smith the funding to be repaid to Ontario and the Federal Government on project M1610105 and that this repayment will be forthcoming.

The new project applications were received on March 28, 1996 and have been reviewed by Ms Smith, the analyst dealing with COIW files in the Region of Hamilton-Wentworth.

I am advised that all of the proposed projects except one, named "Fire Station at Melvin and Woodward Renovation" are intended to be completed after March 31, 1997. These completion dates were, in part, based on your previous conversations with MMAH staff about the planned two year extension of the COIW program (to March 31, 1999).

At this date, the amending Federal/Provincial agreement extending the COIW program has not been executed. Until this occurs, new project applications are necessarily considered under the terms of the original

- 2 -

Mr. Allan Ross

Canada Ontario Infrastructure Works agreement. That agreement provides, among other things, that no new projects shall be approved after March 31, 1996. This applies to proposed projects regardless of their intended completion date.

Upon execution of the amending agreement formally extending the COIW program and providing for the approval of new projects, staff will contact you and advise of the processing of the six recently made applications. As we cannot process those six applications at this time, the City may wish to consider whether it wishes to cancel the withdrawal of the co-generation project (M1610105). To enable this reconsideration, the current withdrawal notice will be held until you advise further on its status.

I appreciate your concern about the difficulties posed for COIW local partners by the timing of a decision on the formal extension of the program.

If you have any questions about this matter, please contact me at (416) 585-7291.

Sincerely,



Howard Barton  
Senior Program Officer

OFFICE OF THE CITY CLERK  
MEMORANDUM

4.

\*\*\*\*\*

TO: Susan K. Reeder, Secretary  
Finance and Administration Committee

YOUR FILE:

FROM: J. J. Schatz  
City Clerk  
Office of the City Clerk

OUR FILE:  
PHONE: 546-2727

SUBJECT: Referral to the Finance and  
Administration Committee - Final  
Report from the Constituent Assembly

DATE: 1996 May 1

This will confirm that City Council at its meeting held Tuesday, 1996 April 30th, agreed to refer the above-noted matter to the Finance and Administration Committee.

Attached herewith is a copy of the correspondence from the Regional Clerk's Office respecting this matter.

Would you please ensure that this issue is placed before the next meeting of the Finance and Administration Committee

JJS/SKR



Attachment

cc J. Pavelka, Chief Administrative Officer



# REGIONAL MUNICIPALITY OF HAMILTON

Office of the Clerk

April 19, 1996

Mr. Joseph J. Schatz  
Clerk  
City of Hamilton  
71 Main Street West, 2nd Floor  
Hamilton, Ontario  
L8N 3T4

OFFICE OF THE CITY CLERK  
APR 19 1996  
REQ. BY  
REF. TO  
RESP. TO  
REF. TO  
ACTION

Dear Mr. Schatz:

Regional Council, at its meeting held on April 16, 1996, adopted Item 1 of the Administrative Services Committee Report 9-96, as follows:

1. **Better Municipal Government - Final Report from the Constituent Assembly**
  - a) That the document entitled "Better Municipal Government - Final Report from the Constituent Assembly", be received;
  - b) That a copy of this document be forwarded to all area municipalities for review by their respective Councils;
  - c) That all responses be forwarded to the Regional Clerk by no later than Monday, June 3, 1996. **Item 2.1**

Staff of the Constituent Assembly Office have advised that sufficient copies of the staff report and background material have been forwarded to all members of City Council and Senior Management.

Should you have any questions or concerns respecting this item, please do not hesitate to contact our office at (905) 546-2148.

Yours truly,

Lynda Sohal (Ms.)  
Legislative Assistant

119 King Street West, 15th Floor  
P.O. Box 910  
Hamilton, Ontario L8N 3V9

Tel. (905) 546-2148  
Fax (905) 546-2149  
TDD (905) 546-2148

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

5. (a.)

APR 24 1996

**DATE:** 1996 April 19

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

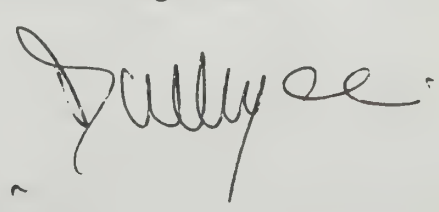
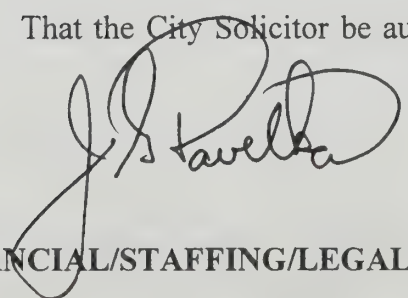
**FROM:** J. G. Pavelka, P. Eng.  
Chief Administrative Officer

D. W. Vyce  
Director of Property

**SUBJECT:** Amendment to Lease  
Part of Copps Coliseum (101 York Boulevard) to  
The Society of Management Accountants of Canada

**RECOMMENDATION:**

- (a) That Section 16 of the 18th Report of the Finance and Administration Committee as adopted by City Council on 1993 September 28, and subsequently amended on 1993 November 30, Item 10 of the 22nd Report of the Finance and Administration Committee be further amended by increasing the area leased from 1,508 square feet to 2,258 square feet; and,
- (b) That the rental rates be adjusted accordingly based on a rate of \$5 per square foot (gross) (from \$7,540 per annum/\$628.33 per month to \$11,290 per annum/\$940.83 per month); and,
- (c) That the City Solicitor be authorized to amend the Lease Agreement.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The annual rental revenue is credited to Account No. HE44171 80083 (Copps Coliseum - Office Rental).

**BACKGROUND:**

Subsequent to the 1993 September 28 Council approval and the amending resolution whereby the "Society" increased the lease area to 1,508 square feet, they have requested additional space which has been approved by H.E.C.F.I. The total area to be leased will now be 2,258 square feet.

In order to add this amount to the Lease Agreement, the City Solicitor requires an amendment to the original Council resolution.

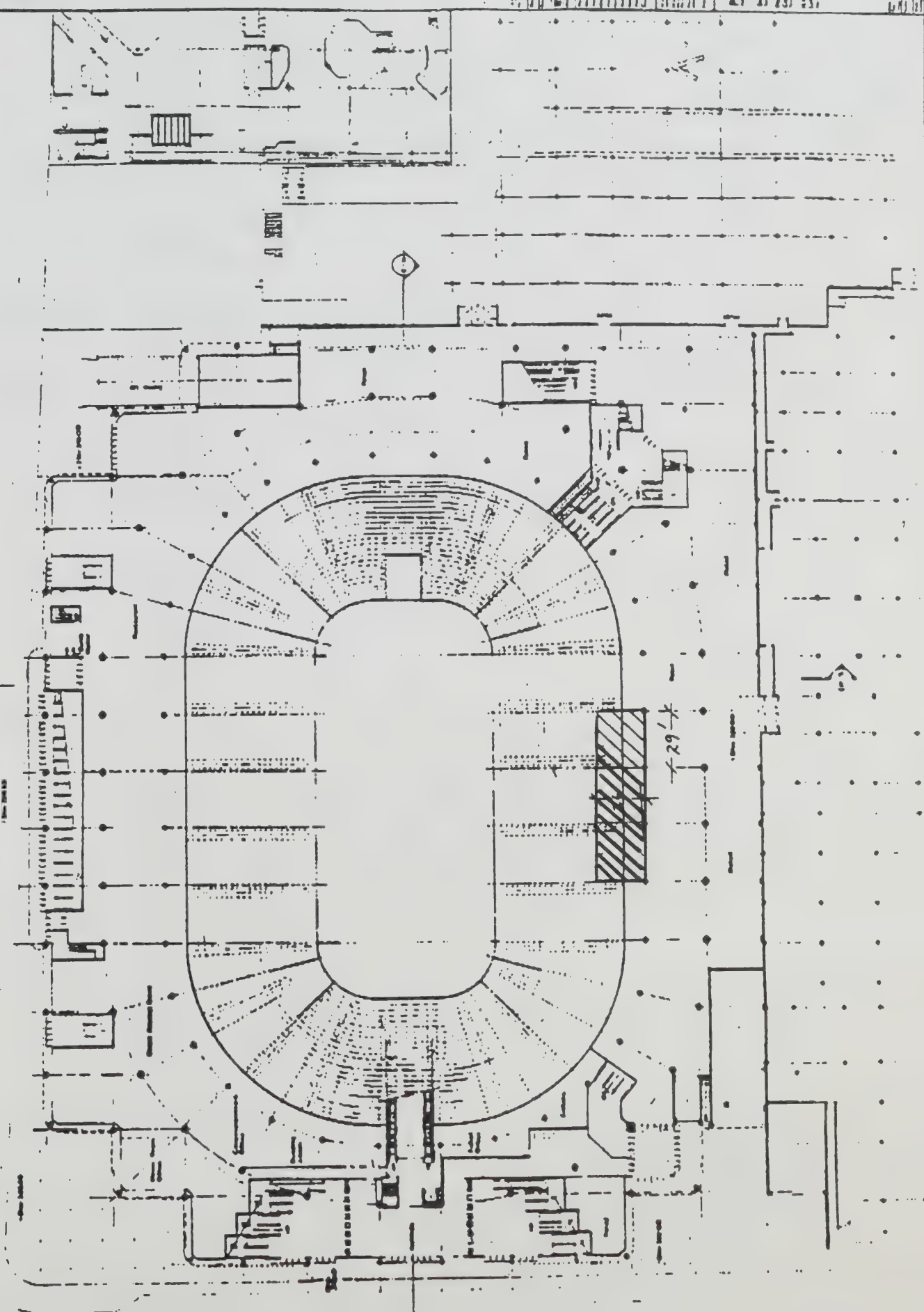
MCJW/hew

c.c. Joe Pavelka, Chief Administrative Officer  
G. Macaluso, Managing Director/C.E.O., H.E.C.F.I.  
P. Noé Johnson, City Solicitor  
**Attention: D. Powers**  
Allan C. Ross, Treasurer, Treasury Department

Bay Street

York Boulevard

29'-0"





5. (b.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 April 25

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J.G. Pavelka  
Chief Administrative Officer

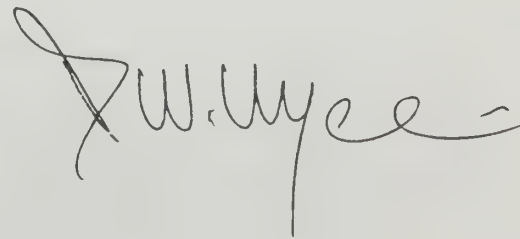
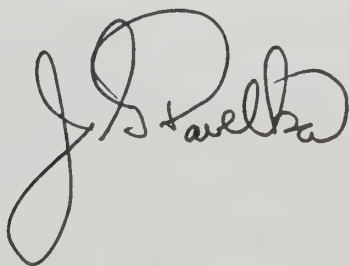
APR 26 1996

D. W. Vyce  
Director of Property

**SUBJECT:** Award of Contract - Construction of Vault for Electrical  
Generator - Systems Department Uninterruptable Power  
Supply

**RECOMMENDATION:**

1. (a) That approval be given to issue a purchase order in the amount of \$105,699.95 inclusive of G.S.T. (\$6,914.95) to commission Douglas Construction Limited of Caledonia, Ontario for the construction of an underground room along the east limit of City Hall and the installation of an emergency generator (already purchased by the City), this being the lowest of four quotations received in accordance with the specifications (Ref: C14-22-95) issued by the Purchasing Division; and,
- (b) That this amount, being within the approved budget, be charged to accounts CF 319541006 - Split/Balance Power Supply and CF 319541007 - Uninterruptable Power Supply - Computer Systems.



## FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

This amount to be charged to Capital Budget Accounts CF 319541006 Split/Balance Power Supply and CF 319541007 Uninterruptable Power Supply. The total sum budgeted for all phases of this project is \$290,000. The total project is within budget.

## BACKGROUND:

In response to the specifications issued by the Purchasing Division Ref: C14-22-95, four quotations were received:

Douglas Construction Limited	\$105,699.95
Bestco Construction Corporation	\$123,684.51
James Kemp Construction Limited	\$136,104.00
Harm Schilthuis & Sons Limited	\$137,709.00

Included in the approved 1995-2004 Capital Budget are two Property Department projects pertaining to the supply and installation of an uninterruptable power supply system for the Information Systems Department located in City Hall.

On completion of both of these projects, the data processing function of Information Systems will be provided with an independent electrical power supply system which will eliminate unscheduled and untimely shutdowns as a result of local utility power failures or "brownouts". Furthermore, routine maintenance functions to the City Hall electrical distribution system can be performed without a disruption to the service provided by Information Systems.

Included within the overall scope of the project is the supply and installation of a small diesel generator which will essentially permit Information Systems to operate their data processing function indefinitely in the event of a primary power failure to the high voltage system within City Hall. This generator requires an appropriate enclosure or room to house the engine and its ancillary components. Since such a space is not available within the existing confines of City Hall, a suitable concrete enclosure will be constructed below grade on the east side of City Hall. This enclosure will be connected to an existing below grade vault enabling access to both spaces from within the City Hall basement.

The construction work will include excavating an area on the east side lawn approximately fourteen feet wide by twenty two feet long and ten feet deep. Forms will be constructed and concrete poured to the finished dimensions. Once the engine generator set has been lowered into the vault, a removable concrete cover will be sealed in place.

During the construction phase, which will take place from approximately June 1 to July 31, the entire construction area will be fenced off preventing access by the general public. The lower east side windows will be covered with a heavy translucent polyethylene tarp to prevent possible damage from dirt and debris that may stray from the excavation. In order to place the heavy excavating equipment on the upper lawn area, a temporary ramp will be constructed along the south retaining wall just west of the Credit Union Automated Teller. This will be coordinated with the Parking Authority since the barrier free parking spaces in the vicinity will have to be relocated temporarily.

The emissions or exhaust from the diesel engine will be directed to the second floor roof on the east side of City Hall via an insulated ten inch pipe which will be routed through a cavity between the outer and inner walls of the south/east corner of the building. The pipe will not be visible from either side nor will it transmit any discernable sound during the operation of the engine. Once the pipe exits the second floor roof it will be routed north and then west to the main tower of the building where it will terminate approximately five feet above the second floor roof. This exhaust pipe will not be visible from ground level. The routing and final exhaust outlet has met with the approval of the Ministry of Environment & Energy.

This construction work will complete the final phase of a project which began last spring and included the supply and installation of a new 150 kva transformer dedicated specifically to the Information Systems, new electrical conductors from the transformer to the main breaker for Information Systems, a battery backup or U.P.S. which will act as a power conditioner and eliminate the effects of power "dips" and "spikes", and a transfer switch which will automatically initiate a transfer of power from the main incoming feeds to the diesel generator in the event of a power failure.

The results of this project will be a more reliable and "cleaner" power source to the Information Systems so that the integrity of their data processing functions are not compromised during power disruptions.

DWV/rd

- cc.   A. Ross, City Treasurer  
       **Attention: Chris Rendell**  
       P. Baker, General Manager, Parking Authority  
       **Attention: Guy Corsini**  
       J. Hindson, Director, Information Systems  
       R. Swan, Manager of Building Operations & Maintenance  
       R. Hamilton, Maintenance Coordinator, Building Operations & Maintenance  
       R. Desnoyers, Assistant Manager, Building Operations & Maintenance



CENTRAL PUBLIC SCHOOL

APARTMENT BUILDING  
119

MACNAB ST.  
PRESBY. CHURCH  
116

CITY HALL  
71

VAULT LOCATION

CANADIAN FOOTBALL HALL OF FAME  
50

UNIFIED FAMILY COURT  
55

WHITE HERN  
41

JACKSON ST.

HURON ST.

EXISTING PARKING

RT. W. WITH RAIL

RT. W.

RT. W.

P.A.

P.A.

P.A.

P.A.

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RT. W.

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**CITY OF HAMILTON**  
**- RECOMMENDATION -**

5. (c)

**DATE:** 1996 April 24

APR 26 1996

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. G. Pavelka, P. Eng.  
Chief Administrative Officer

D. W. Vyce  
Director of Property

**SUBJECT:** Lease Renewal  
Hamilton Municipal Employee Credit Union  
50 Jackson Street West

**RECOMMENDATION:**

- (a) That the Corporation of the City of Hamilton renew the lease at 50 Jackson Street West with the Hamilton Municipal Employees' Credit Union Limited for a period of ten (10) years commencing 1996 November 2 and terminating on 2006 November 1; and,
- (b) That the lease for the above space shall contain the following amending terms and conditions:
  - (i) Premises:
    - (aa) The leased premises shall be reduced from 5,000 square feet to 2,500 square feet, upon approval of the lease amending and renewal agreement, through the construction of a demising wall to be constructed by the Lessee to the satisfaction of the Director of Property; and,
    - (bb) The leased premises shall have access to the existing washroom facilities for use by the tenant's employees; and,
    - (cc) The portion of the existing leased premises no longer forming part of the new leased premises shall revert to the possession of the City upon the completion of said demising wall; and,
    - (dd) The Tenant shall continue to pay rent at the current rate and amount notwithstanding the reduction of the leased premises space until 1996 November 1; and,

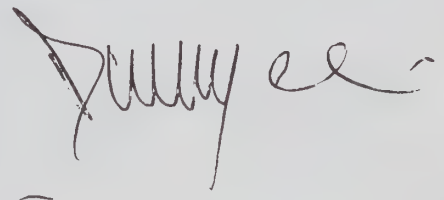
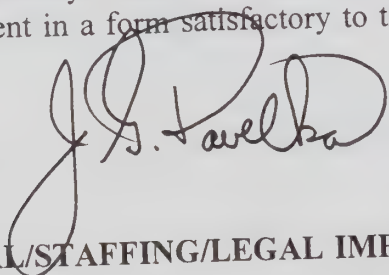
(ii) Term: Ten years Commencing 1996 November 2 terminating 2006 November 1; and,

(iii) Rent: \$10.50 per square foot (gross) effective 1996 November 2 to 2001 November 1 for an area of 2,500 square feet; and,

For the second five-year term, the rental rate will be based on Market Rate established six months prior to the end of the first five-year term; and,

(iv) Additional Terms: The Lessee will pay for its share of the increase in operating costs over the 1996 Base Year; and,

(c) That the Mayor and City Clerk be authorized to execute a lease renewal and amending agreement in a form satisfactory to the City Solicitor.



#### FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The space currently leased by the Credit Union of 5,000 square feet at a rate of \$16 per square foot results in a gross rental of \$80,000 per annum.

The reduced space now being requested for lease by the Credit Union for its purposes of 2,500 square feet at a rate of \$10.50 per square foot results in a gross annual rental of \$26,250.

Accordingly, the amount of funds transferred to the Canadian Football Hall of Fame who are the benefactors of this lease agreement will be dramatically reduced to the latter sum of \$26,250 less realty taxes of \$10,575.

#### BACKGROUND:

In adopting Item 26 of the Finance and Administration Committee, City Council on 1991 October 29 approved a five year lease renewal with the Credit Union for 5,000 square feet of space at a graduated rental increase starting at \$11.88 per square foot (gross) on 1994 November 2 and ending at \$16 per square foot 1996 November 1.

The Municipal Employees Credit Union has contacted our department to commence lease renewal negotiations for a new term. The Credit Union wants a ten year lease, wishes to immediately reduce their space, and pay a rental based on \$8 per square foot (gross).

After reviewing office space rental rates in the area, taking into account that the subject leased premises are located below grade and that existing operating cost is currently \$8.16 per square foot, we proposed a \$12 per square foot (gross) rental rate. Eventually after a lengthy lease negotiation, the Credit Union increased their offer to \$10 per square (gross). Our position is that \$10.50 per square foot is extremely fair and reasonable, on the assumption the Credit Union turns over the 2,500 square feet no longer required by their organization upon the construction of the demising wall while continuing to pay the current rental rate until November 1996.

This unused space will be offered to the Canadian Football Hall of Fame for their use and if not required by them, it could be utilized by any civic department or leased to the public.

MCJW/hew

cc. J. Smith, Managing Director, Canadian Football Hall of Fame  
P. Noé Johnson, City Solicitor  
A. Ross, Treasurer



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

5. (d.)

**DATE:** 1996 April 22

APR 26 1996

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

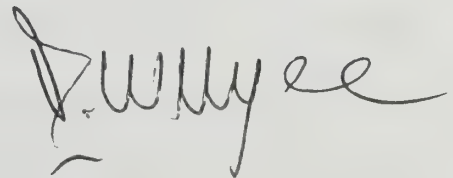
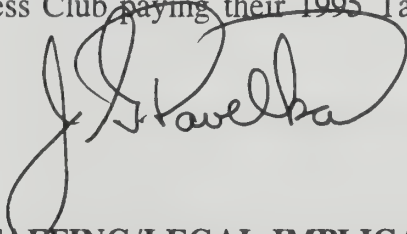
**FROM:** J. G. Pavelka, P. Eng.  
Chief Administrative Officer

D. W. Vyce  
Director of Property

**SUBJECT:** The Hamilton Press Club Lease  
50 Jackson Street West  
Canadian Football Hall of Fame Building

**RECOMMENDATION:**

That the rental rate for the Hamilton Press Club be reduced for the balance of the leased term which expires on 1997 March 15, by \$1.17 per square foot effective 1996 November 2, subject to the Press Club paying their 1995 Taxes in full.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The proposed rent adjustment equates to a reduction of \$137.08 per month and \$616.88 in total for the period 1996 November 2 to 1997 March 15.

**BACKGROUND:**

The Hamilton Press Club has made a formal request to re-negotiate their Lease Agreement in order to reduce their rental payments.

The Press Club has stated that they are finding it more and more difficult to make ends meet in an environment of rising costs and falling revenues despite a number of efforts to expand their membership base.

On 1980 October 28 by adopting Item # 17 of the 7th Report of the Finance Committee, approval was given to lease 1406 square feet of basement area of the Canadian Football Hall of Fame building to the Press Club for the period 1981 March 16 to 1986 March 15.

On 1986 March 11 City Council adopted Item #2 of the 7th Report of the Finance Committee Report, which renewed the Lease for a further five (5) year period from 1986 March 16 to 1991 March 15. Subsequently at its meeting of 1992 March 31 City Council approved Item #22 of the 8th Report of the Finance and Administration Committee which approved a Lease renewal for the period 1991 March 16 to 1997 March 15.

The annual rent paid to the City for the year 1996 March 16 to 1997 March 15 is \$10,629.12 (\$885.76 per month), plus realty taxes for 1995 in the amount of \$5,777.54, which totals \$16,406.66. This equates to a rate of \$11.67 per square foot.

The Hamilton Municipal Employees Credit Union has completed negotiations on their lease renewal which will include a 50% reduction of space, due to the relocation of their main branch to Limeridge Road East and Upper Wellington Street and a proposed rental rate of \$10.50 per square foot (gross). Our report on this lease renewal will be considered at the 1996 May 7 meeting of the Finance and Administration Committee.

In order to assist the Press club, we would propose a rent reduction of \$1.17 per square foot which will coincide with the rental rate being recommended for the Credit Union space. This reduction does not dramatically assist the Press Club however we are unable to justify any further reduction and it would also be subject to the Press Club bringing their outstanding 1995 taxes up to date (\$4,287.50 as of 1996 April 1).

RJH/hew

c.c. A. Pooley, President, Hamilton Press Club  
J. Smith, Managing Director, Canadian Football Hall of Fame  
P. Noé Johnson, City Solicitor  
A. Ross, Treasurer

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

5. (e.)

**DATE:** 1996 April 29

APR 29 1996

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. G. Pavelka, P. Eng.  
Chief Administrative Officer

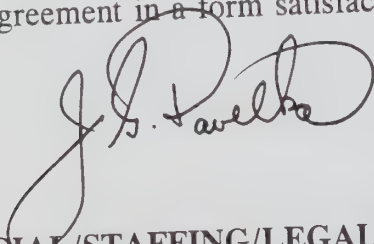
D. W. Vyce  
Director of Property

**SUBJECT:** Lease Agreement  
244 Lake Avenue North  
Authority to Enter - Lorne Richter

**RECOMMENDATION:**

- (a) That the City of Hamilton enter into a Lease Agreement with Lorne Richter to lease an irregular shaped parcel of City land approximately 287.4 square metres (3,094 square feet) more or less abutting the south-east corner of the Richter property at 244 Lake Avenue North; and,
- (b) That the Lease Agreement contain the following terms and conditions:
  - (i) Term - Commences 1996 May 1 and terminates 1997 April 30; and,
  - (ii) Rent - \$1,000 per year plus any applicable taxes to be credited to Account No. CH 44104 31106 (miscellaneous rentals); and,
  - (iii) That the lease agreement shall be solely for customer and employee parking purposes; and,
  - (iv) (aa) The Lease agreement be subject to the Lessee at their sole expense, applying for and obtaining a temporary rezoning of the subject lands to accommodate the proposed use; and,  
  
(bb) The Lessee acknowledges that approval of this Lease by the City, does not fetter the discretion of the City Council to decide whether to pass a by-law rezoning the subject lands pursuant to the application set out in (a) above. City Council is under a statutory duty under the Planning Act, 1983 to consider all the factors set out in the Act, in deciding whether to pass a by-law to rezone the subject lands; and,

- (c) That the Lease Agreement be in a form satisfactory to the City Solicitor; and,
- (d) That the Corporation of the City of Hamilton enter into an Authority to Enter agreement, to be executed by Lorne Richter, to enter upon the approximately 12 metres (40 feet) of City Lands to the east of 244 Lake Avenue North from the period of 1996 May 1 to 1996 October 31 for purposes of assisting Richter in the construction of a building addition on his own lands; and,
- (e) That the Mayor and City Clerk be authorized and directed to execute a Lease Agreement in a form satisfactory to the City Solicitor.



#### FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

#### BACKGROUND:

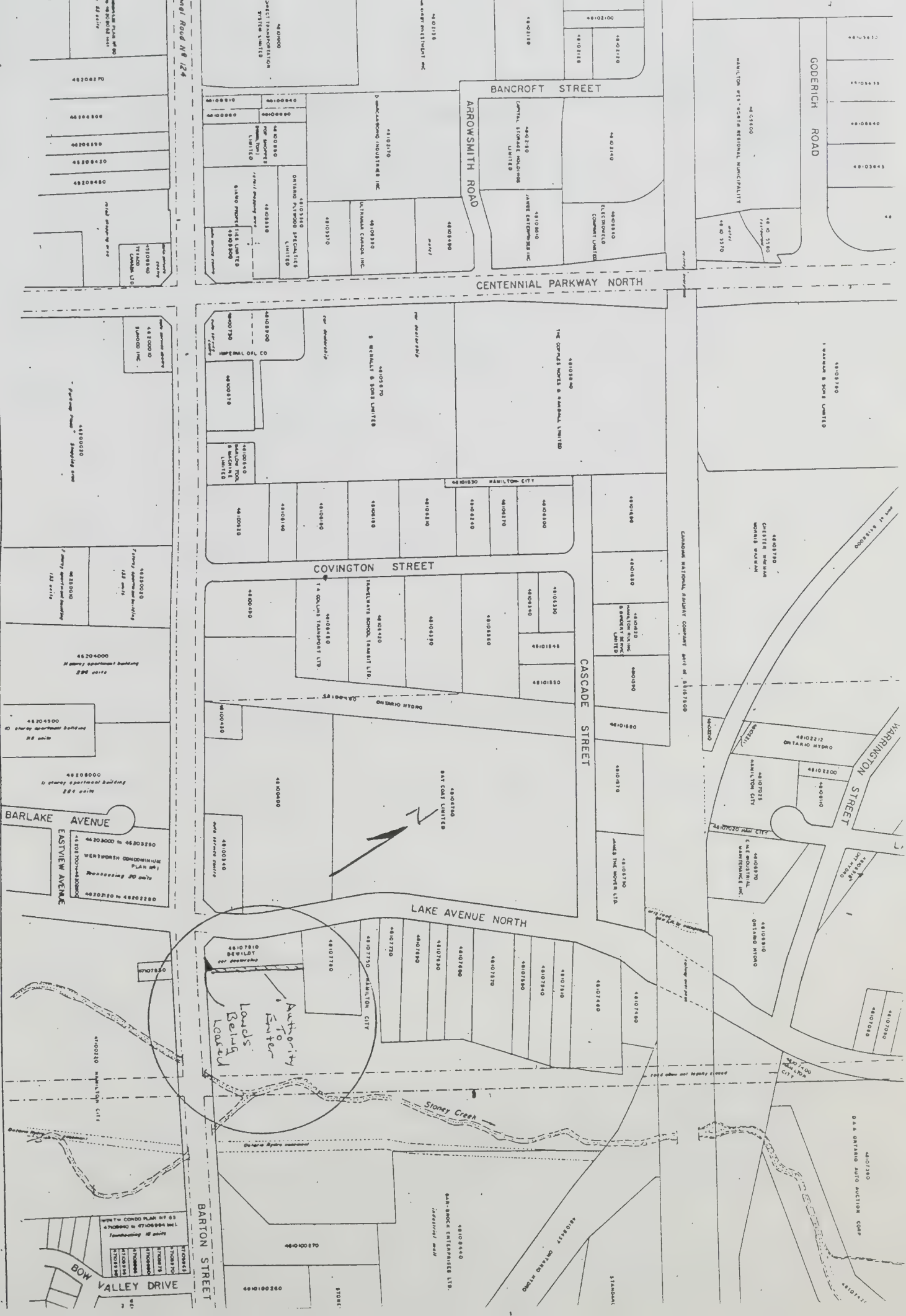
The owner of the property at 244 Lake Avenue North, Mr. Lorne Richter has requested to lease approximately 3,094 square feet of City owned land located at the south-east corner of the Richter property, for customer and employee parking purposes.

Mr. Richter, the owner of the property has applied for and received a rezoning of the property at 244 Lake Avenue North to a modified "JJ" which will permit his tenant, Princess Auto, a retail outlet for industrial and agricultural parts, equipment, accessories and related products, to occupy the present building. This lease agreement will provide additional parking and is subject to a temporary rezoning of the City lands for parking purposes. A renewal of this Lease will be considered by City Council 3 months before termination of this Lease.

Mr. Richter has also requested permission to enter upon City lands to the east of the existing building in order that the necessary work to the building for the proposed tenants can take place. This authority to enter will terminate once construction is completed.

RJH/hew

c.c. P. Noé Johnson, City Solicitor  
A. Ross, Treasurer



GODERICH ROAD

BANCROFT STREET

ARROWSMITH ROAD

CENTENNIAL PARKWAY NORTH

COVINGTON STREET

CASCADE STREET

WARRINGTON STREET

LAKE AVENUE NORTH

BARLAKE AVENUE

EASTVIEW AVENUE

BARTON STREET

BOW VALLEY DRIVE

Authority To Enter Lands Being Leased

SLOPE Creek

HAMILTON AUTO AUCTION CAMP

HAMILTON REGIONAL MUNICIPALITY

ARROWSMITH ROAD

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**CITY OF HAMILTON**  
**- RECOMMENDATION -**

5. (P.)

**DATE:** 1996 April 30

APR 30 1996

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

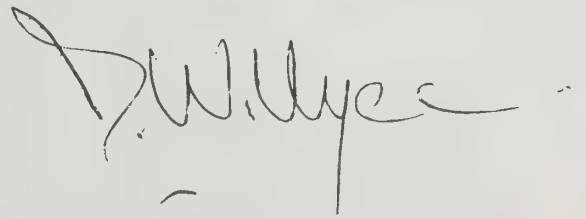
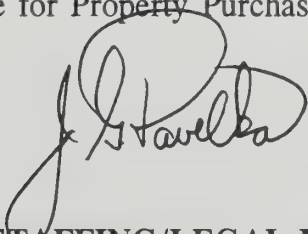
**FROM:** J. Pavelka, P. Eng.  
Chief Administrative Officer

D. W. Vyce  
Director of Property

**SUBJECT:** Removal of Fuel Oil Tank at  
940 Queensdale Avenue East

**RECOMMENDATION:**

- (a) That the existing fuel oil tank buried at the south east corner of the City owned property at 940 Queensdale Avenue East be removed and an Environmental Assessment be conducted at a cost not to exceed \$6000.
- (b) That the cost for this removal and assessment be charged to Account CH4X501 00102 (Reserve for Property Purchases).



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

See above recommendation.

**BACKGROUND:**

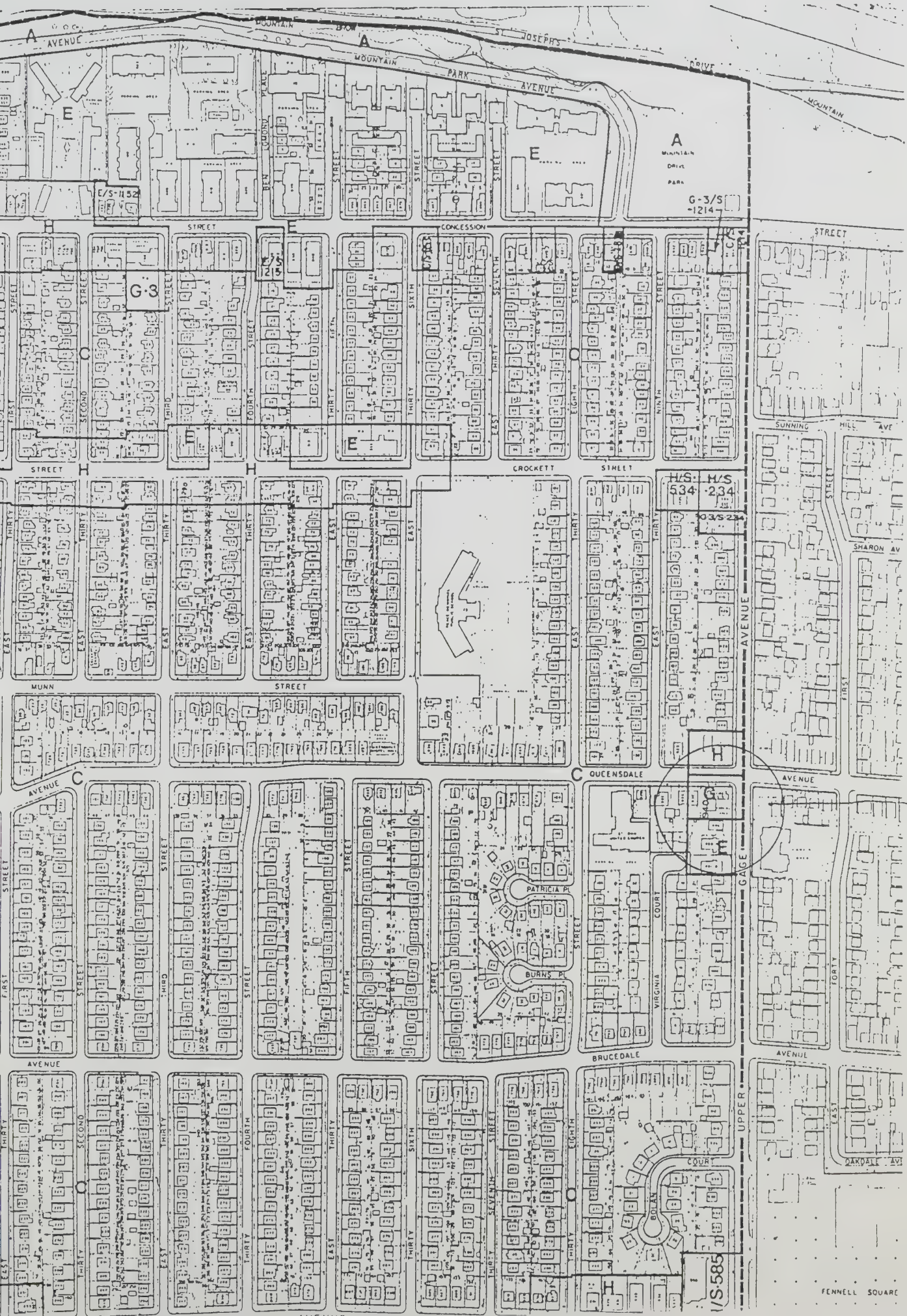
In the fall of 1994 the Fire Department vacated the premises at 940 Queensdale Avenue East and moved to their new location on Upper Sherman Avenue at Macassa Park. City Council at its meeting of March 14, 1995 adopted Item #6 of the 8th Report of the Finance and Administration Committee, which declared the property surplus to the City's requirements,

pursuant to the Realty Sales Procedural By-law 95-049. There is currently a 1,500 gallon fuel oil tank buried at the south-east corner of the building. This tank was pumped out in February 1995.

In order to fully protect the City's interest and avoid any environmental claims that could be forthcoming in the future, funding is being sought to remove the tank and conduct an Environmental Assessment which will negate any liability on behalf of the City. When the sale of this property closes, a portion of the revenue will be used to offset the cost of this expenditure.

RJH/hew

c.c. P. Noé Johnson, City Solicitor, Attention: J. Lessing  
A. Ross, Treasurer  
R. Swan, Manager, Building Operations and Maintenance Division



SUBJECT  
PROPERTY



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

6.

**DATE:** 1996 April 22

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

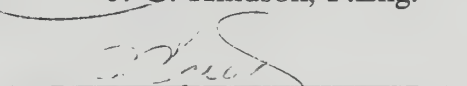
**FROM:** Mr. J. G. Hindson, P.Eng., Director of Information Systems  
Mr. J. J. Schatz, City Clerk


**SUBJECT:** Implementation of a City of Hamilton "Homepage" on  
the Internet (INF 96-144)

**RECOMMENDATION:**

- a) That the Committee approve of the content of the initial homepages (as distributed and amended, to be posted on the Internet.
- b) That the City Clerk's and Information Systems Departments jointly manage the City Internet main "homepages".
- c) That the City Clerk's and Information Systems Departments report back from time to time on the status of the City's Internet "homepages".

  
\_\_\_\_\_  
J. G. Hindson, P.Eng.

  
\_\_\_\_\_  
J. J. Schatz, City Clerk

  
\_\_\_\_\_  
J. G. Pavelka, P.Eng.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

No external expenses are involved. The posting of the basic City "homepage" that provides links to other City-related Internet information such as HECFI events, the Tiger Cats and Grey Cup and Sesquicentennial involves internal staff and equipment costs of approximately \$2,100 for 1996, and \$600 for 1997 and subsequent years.

Any additional use of the Internet would be from the individual departments current allocation for Information Systems Services or at each department's expense.

## BACKGROUND:

At the April 2nd meeting of the Finance and Administration Committee, the Director of Information Systems made a presentation to the Committee on the status of the City of Hamilton having a presence on the Internet. The presentation included the first prototypes for a City of Hamilton "Homepage". The Director was requested to report back on what the costs of an Internet presence might be, and how use of the Internet could be managed.

Attached please find the second series of prototypes for City Internet homepages. These prototypes include:

- a) The Main City of Hamilton Gateway Page
- b) The Greeting from the Mayor
- c) A Ward Map and phone/contact listing for sample Ward (one). Photos are optional.
- d) A phone/contact listing for City Departments and Boards and a sample Department Homepage (Clerks Department).
- e) The Copps Coliseum and Hamilton Place Internet Homepage.

The latest homepage proposal includes links to currently known homepages for *Hamilton Place and Copps Coliseum, Sesquicentennial, The Hamilton and District Chamber of Commerce, the Regional Police*, and would include other homepages in the future as they become available (e.g. *Hamilton Tiger Cats/ Grey Cup*).

These Internet prototype pages have been developed using internal Information Systems staff and resources. Using trained staff, the internal cost of developing these pages is about \$350. The cost of developing subsequent pages would be \$20-\$50 per page depending on the amount of text or graphics included. Costs would be less for material that is already available in electronic format.

For 1996, the estimated total start up costs are \$2,100. The cost of ongoing maintenance of the homepages is estimated to about \$600 per year and depends primarily on the amount of changes that would take place. These costs are internal (staff time and equipment) and do not involve additional expenditures.

We are pleased to report that costs have been minimized as the result of a partnership arrangement with the Hamilton Public Library. The Library shares the use of its Internet link to McMaster University, and its Internet equipment, in exchange for access to technical support from Information Systems.

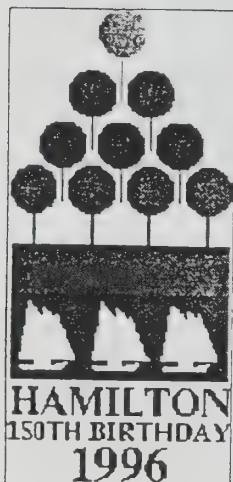
The latest prototype City homepages are included as attachments and it is proposed that these pages be posted on the Internet, subject to any suggested amendments or modifications.

It is also recommended that City Clerks and Information Systems jointly manage the City main "homepages" and keep the Committee informed on the City's use of the Internet.



# Welcome to the City of HAMILTON!

Help us CELEBRATE our 150th year!



## About Hamilton:

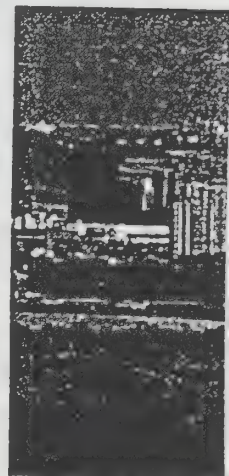
- [Greetings from the Mayor](#)
- [Ward Aldermen](#)
- [City of Hamilton Departments and Local Boards](#)
- [Hamilton Public Library](#)
- [Hamilton-Wentworth Regional Police](#)

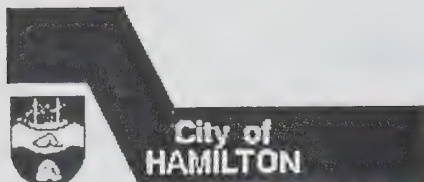
## Business:

- [Hamilton and District Chamber of Commerce](#)

## Entertainment and Special Events:

- [Copps Coliseum and Hamilton Place](#)
- [Hamilton's Sesquicentennial \(1996\)](#)





*A Warm Welcome  
from*

## Our Mayor!

A very special year is upon us - **Hamilton's Sesquicentennial**. City Council joins me in inviting all Hamiltonians to celebrate our City's 150th Birthday.

**1996** offers a tremendous variety of exciting events which showcase our beautiful city, our heritage and our people. Hamilton is well known as an excellent host of a variety of Festivals and Community Events. **Sesquicentennial** carries on that tradition. Participate by inviting your friends and families to "Be Part of the Festivities!"

We look forward to having you with us!

Yours very truly,  
*Bob Morrow*  
Robert M. Morrow  
Mayor  
City of Hamilton

*"1996 will be the best  
year in Hamilton's  
150 year history"*

**City Hall**, 71 Main Street West, Hamilton, Ontario, CANADA. L8N 3T4



# Hamilton Ward Locator

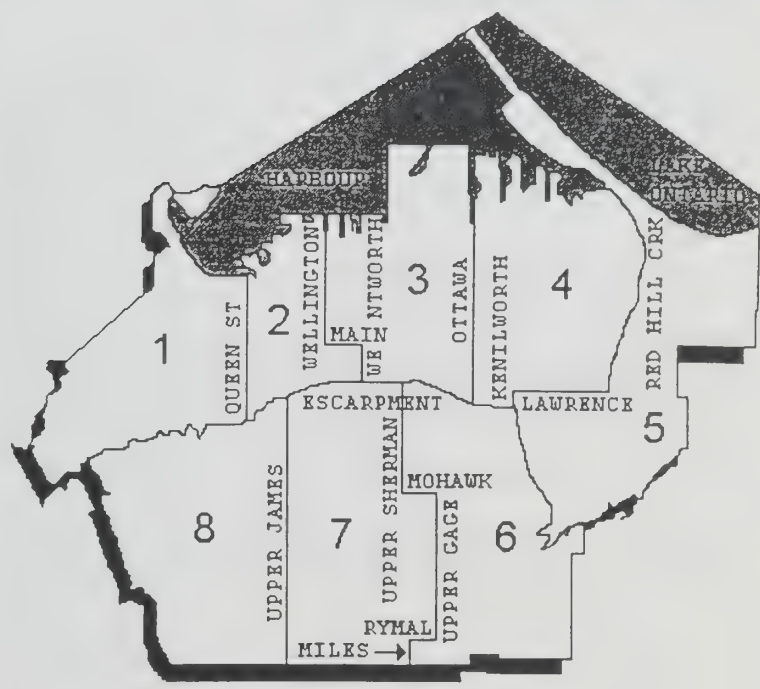


City of  
HAMILTON

## City of Hamilton WARDS

### INSTRUCTIONS

Click your mouse over the numeral associated with the ward for which you wish aldermen information.



## Hamilton Ward 1



City of  
HAMILTON

Kiss, Mary  
Caplan, Marvin

Ward 1  
Ward 1

(905) 546-4528  
(905) 546-2416



# City of Hamilton Departments and Boards

Chief Administrative Officer	(905) 546-4530	Fax (905) 546-3915
Building	(905) 546-2720	Fax (905) 546-2764
<u>City Clerk's</u>	(905) 546-2700	Fax (905) 546-2095
Culture & Recreation	(905) 546-2750	Fax (905) 546-2338
Fire	(905) 546-3333	Fax (905) 546-3344
Human Resources Centre	(905) 546-4462	Fax (905) 546-2650
Information Systems	(905) 546-4563	Fax (905) 546-2333
Law	(905) 546-4520	Fax (905) 546-2142
Planning and Development	(905) 546-4221	Fax (905) 546-4202
Property	(905) 546-4500	Fax (905) 546-4554
Public Works and Traffic	(905) 546-2785	Fax (905) 546-3972
Treasury	(905) 546-2086	Fax (905) 546-2449
Hamilton Entertainment and Convention Facilities Inc.(H.E.C.F.I.)		
	(905) 546-4000	Fax (905) 527-6856
Box Office Information	(905) 546-4040	
Convention Centre	(905) 546-3000	Fax (905) 522-3380
Copps Coliseum	(905) 546-4000	Fax (905) 527-6856
Hamilton Place	(905) 546-3100	Fax (905) 521-0924
Hamilton Public Library	(905) 546-3200	Fax (905) 546-3202
Hamilton Parking Authority	(905) 540-6000	Fax (905) 540-6001



## City Clerk's Department

Hamilton City Hall, 71 Main Street West, 2nd. Floor  
Hamilton, Ontario, Canada, L8N 3T4  
Telephone: (905) 546-2700 Fax: (905) 546-2095

**Joseph J. Schatz, City Clerk**

The *City Clerk's Department* is responsible for a variety of administrative, secretarial and licencing functions bringing it in contact with all civic departments, elected representatives, other levels of government and the general public. The Department is comprised of 3 divisions - Administrative, Legislative and Licensing.

### ADMINISTRATIVE DIVISION

Responsible for a variety of administrative, financial and personnel functions and the conducting of municipal elections in addition to the following functions of the sections within the division.

### ***Print and Mail Section***

Provides black & white and multi-colour offset printing, photocopying, binding, collating, inserting and mail services to all municipal and some regional departments and coordinates the complete pick-up and delivery of all City Hall mail and printing three times daily.

### ***Hamilton Farmers Market - (905) 546-2096***

Canada's largest indoor farmers market with over 85 vendors. The Market Manager and staff are responsible for the complete operation of this facility including promotion, cleaning, collection of fees and ensuring compliance with all relevant by-laws.

### ***Records Section - (905) 546-2743***

Responsible for the custody of all municipal records in the possession of the City Clerk since 1846 and the maintenance of a comprehensive computerized on-line record indexing system providing access to all municipal by-laws, agreements, minutes and assessment information and the registration of all births and deaths in the City of Hamilton.

The Supervisor of Records is also the City's Freedom of Information Officer and ensures that all civic departments are operating in compliance with the Municipal Freedom of Information and Protection of Privacy Act.

### ***Switchboard and Information\Emergency Dispatch Services (905) 546-2700 or (905) 546-2710***

The City Hall Switchboard located on the first floor provides a complete telephone service to all departments in City Hall. The Information Desk also located on the first floor provides direction to all City Hall departments and provides information on a wide variety of subjects to the general public. An after-hours emergency dispatch service operates all hours that City Hall is closed from the Information Desk and processes all emergencies received by telephone to municipal staff on duty throughout the Region by means of a two-way radio communications system.

### ***Municipal Elections***

The City Clerk is the Returning Officer for all municipal elections which are held once every three years. He is also the Returning Officer for elections for Regional Council and the Public and Separate Boards of Education. The next City of Hamilton municipal election is Monday, November 10, 1997.

### **LEGISLATIVE DIVISION**

Provides secretarial, clerical and administrative support services to City Council, Standing Committees and Sub-Committees including the preparation of agendas, minutes, reports and correspondence and attendance at all meetings.

Responsible for arranging the use of City Hall facilities for various special events by many community groups.

### **LICENSE DIVISION - (905) 546-2742**

Responsible for the administration and enforcement of all municipal licenses including bingo, lottery, business and marriage licensing and enforcement of the City's Smoking Control By-laws.

Welcome to the Copps Coliseum/Hamilton Place Home Page.

Your guide to the wonderful entertainment facilities located in the greater Hamilton area.

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Click on logo to visit venue...



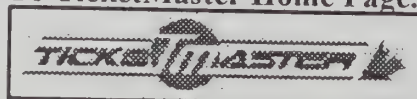
*Greater Hamilton*



Hamilton Entertainment and Convention Facilities Inc.  
HECFI operates and manages Copps Coliseum on  
behalf of the Corporation of the City of Hamilton

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To TicketMaster Home Page...



Please mail your comments...



## **The Internet (World Wide Web) - background information**

The Internet is becoming a widespread means of providing access to information and as a means of communicating to any of the predicted (by 1997), 127 million users, organizations and businesses on the Internet. There are currently 413,000 registered Internet Email users in Canada.

The Internet's main advantages is as a communications medium that is capable of providing 24 hour access to up-to-date information in text and graphical format to any place in the world at very low cost (Internet rates have recently been advertised as low as 50 cents per hour).

Many private and public sector businesses have Internet access or Internet "homepages" that provide linkages to any information that they wish to make available on the Internet. Many cities throughout the world have Internet projects implemented or planned.

### ***Use of the Internet by Municipalities***

*CityNet* lists Internet homepages for 1,898 cities worldwide (a 300% increase in the last twelve months) of which 31 are Ontario municipalities. Municipal information posted on the Internet varies between straightforward contact phone names and numbers, and Economic development information to the posting of Strategic Plans (Grand Prairie Alberta) and Council minutes and tender calls (North Bay). The Halifax Police Department uses the Internet to post "most wanted" persons and request information on unsolved crimes.

Hypothetically, the Internet could be used for almost any type of Municipal transaction or information dissemination including Electronic Mail, applications and permits, posting of procedures, information about facilities and services and public documents.

### ***Effective use of the Internet***

Organizations can most effectively use the Internet by applying normal business practices to the use of the Internet as a communications or transaction medium. Determination of the intended market, the business case associated with the Internet application, and customer service opportunities are important considerations. Internet costs should be compared with other alternatives to accomplish the same objectives and should include both start up and maintenance costs. Particular consideration should be given to the frequency that information posted on the Internet would require updating.

For large corporations with large customer bases is it desirable to coordinate their presence on the Internet by providing "gateways" to corporate information and services. In this manner, there is more likelihood of the Internet user locating the corporation address on the Internet and subsequently locating the information that they are looking for. Our survey indicated that Cities are using the Internet for the following:

- Community; weather, history, geography, business directories etc.
- Economic development and tourism...a major emphasis.
- Entertainment and Special Events.
- Civic and key department positions, mandates/programs, phone numbers.

- Links to other municipal agencies; Chamber of Commerce, Museums, Business directories and company web-sites.
- Frequently Asked Questions
- Current issues.
- Council agendas, minutes, bylaws, public meeting schedules, tenders,
- Direct Email contact to the organization.
- Registering for special events via Electronic forms.

### ***Benefits and Costs***

Some benefits of the Internet are difficult to measure; such as increased economic development activity and tourism. Many cities use the Internet to promote economic development. North Bay reports considerable U.S. interest in their "Snowfest" information. The City of Halifax reports 4,000 inquiries a month to their "homepage" and 50,000 inquiries (hits) on all Internet pages. However, It is not possible to distinguish Internet "surfers" from those that directly utilize the information obtained.

Costs for Internet services can range from less than \$200 for the development of a single homepage to several thousand dollars and up for interactive access to information and business transactions.

c.c. Mr. K. Roberts, Chief Executive Officer, HPL  
 Mr. G. Macaluso, Managing Director/C.E.O. HECFI

7.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 May 3

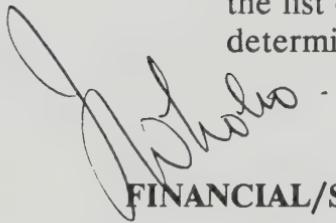
**REPORT TO:** Ms. S. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** Street Vendor at King and James Streets

**RECOMMENDATION:**

- a) that the agreement between the City and Mr. Jamshid Hidary for the operation of the Street Vending location on the north side of King Street East just east of James be terminated immediately; and, that the total \$7,000 bid fee be refunded to Mr. Hidary.
- b) that this King and James location be deleted from the list of approved Street Vendor sites.
- c) that the Commissioner of Public Works and Traffic be authorized to negotiate with Mr. Hidary the relocation of his vending cart. The location is to be selected from the list of approved vacant street vendor sites and, a fee for that site will have to be determined.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Loss of up to \$7,000 in Revenues (allocated over the next three years) minus any new fee negotiated with Mr. Hidary for an alternative site.

**BACKGROUND:**

There were numerous complaints and conflicts relative to the operation of this particular site. This recommendation provides the best combined option for all parties.

The list of current approved vacant street vendor sites includes: James & Wilson (N/E corner); King and Catharine (N/E corner); King and Catharine (S/W corner); King and John (S/W corner); York and Bay (S/W corner at Copps Coliseum); City Hall Forecourt.

jh/DF/DL



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

8.

**DATE:** 1996 May 3

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** A.M.O. Conference - 1996 August 18th to 21st - Toronto

**RECOMMENDATION:**

That the Mayor, Chairman of the Finance and Administration Committee and five Aldermen be authorized to attend the 1996 Annual Conference of the Association of Municipalities of Ontario being held 1996 August 18th to 21st in Toronto.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Sufficient funds are available in the Legislative Travel Account

**BACKGROUND:**

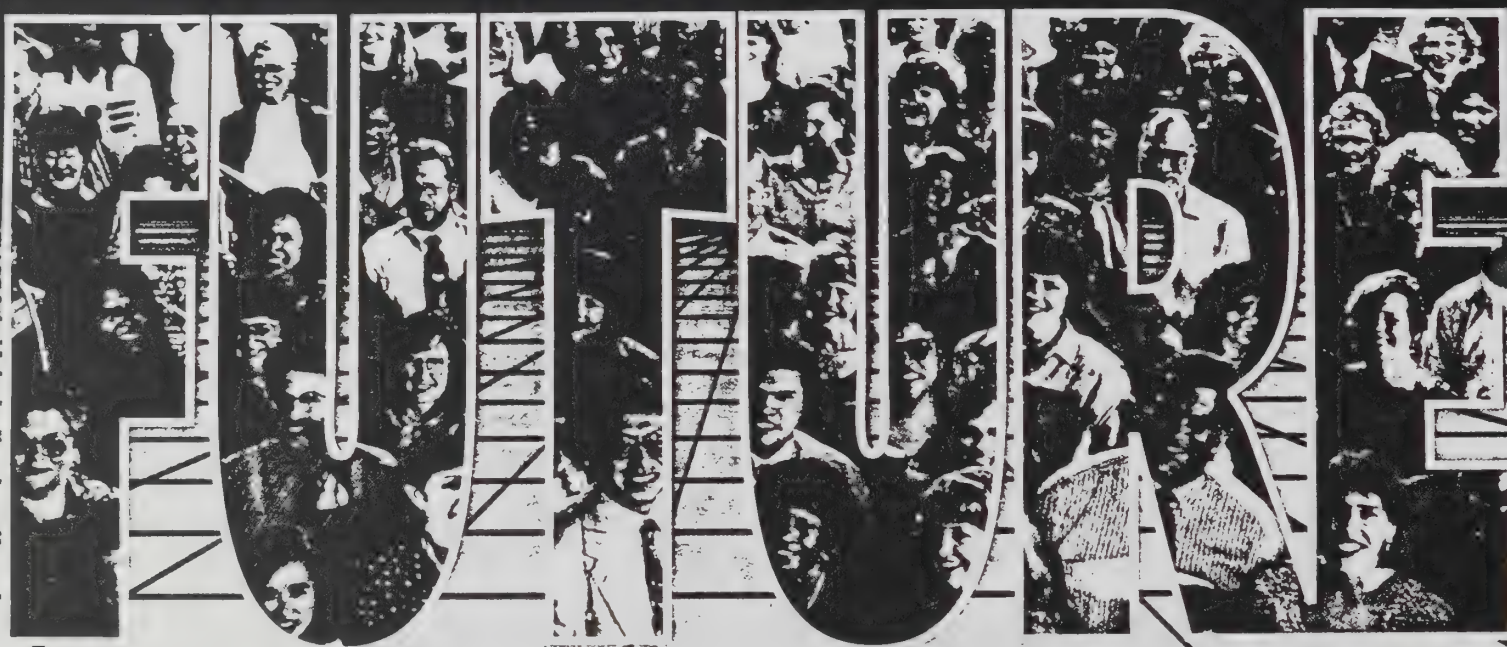
The City of Hamilton is allotted seven voting delegates for the upcoming A.M.O. Conference.

The First Announcement material is attached herewith for information.

*J. J. Schatz for  
D. J. Schatz*

ASSOCIATION OF MUNICIPALITIES OF ONTARIO  
ANNUAL CONFERENCE AUGUST 18-21, 1996 ROYAL YORK HOTEL, TORONTO

# Shaping



*Taking* Chances,  
*Taking* CHARGE.

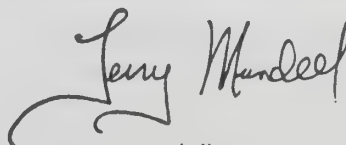
## President's Message

It has been said that the only constant in our society today is change. Changes in demographics, economics, technology and government policy are radically altering the world we live in. And not only is the world changing, it is changing at an ever increasing rate. How do you keep up with change? Can you predict it? Better still, can you control it?

To find out what the future holds for your municipality, come to AMO's 1996 Annual Conference, "Shaping the Future: Taking Chances, Taking Charge". The conference will focus not only on what the future for municipalities in Ontario will look like, but how to shape your municipality's future to take advantages of the changes that are taking place.

This year's conference features some of the finest speakers in North America, who will be telling delegates both what to expect in the years ahead and how to cope with the changes along the way. In addition to lively and informative sessions, the conference offers an exciting array of entertainment and social events, as well as plenty of opportunities to renew old acquaintances and discuss common issues with your counterparts from across the province.

We look forward to seeing you in Toronto. Join us for an informative and enjoyable conference.



Terry Mundell  
President

## Why You Should Attend

### Monday Keynote Speaker Dr. Janet Lapp



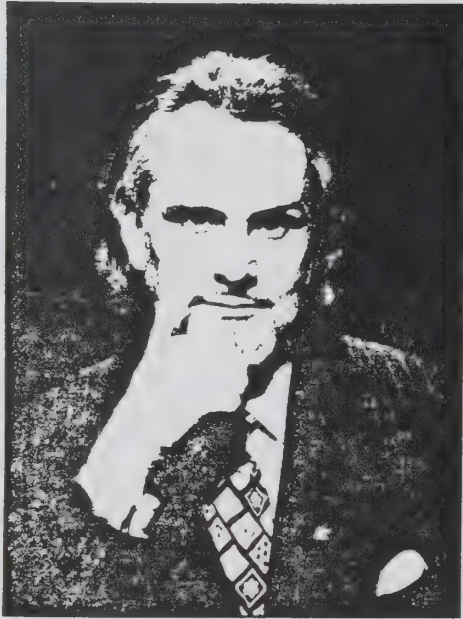
Rated by Toastmasters International as one of the top three speakers in the world, Dr. Janet Lapp will open the conference with a fast-paced and humorous presentation on how to not only cope with but embrace the changing conditions in society. Dr. Lapp will also offer ideas on how to turn personal resistance into confidence and optimism about the future.

Dr. Lapp is President and CEO of a communications and leadership development firm, author of the books, "Plant Your Feet Firmly in Mid-Air" and "Dancing with Tigers", and is the creator and host of the highly rated CBS-affiliate health series "Keep Well."

*Taking*  
**Chances,**  
*Taking*  
**CHARGE.**

## Wednesday Keynote Speaker *Futurist Richard Worzel*

On Wednesday morning Richard Worzel, one of the country's leading futurists, will provide delegates with an opportunity to look into the future, and prepare for the many challenges and opportunities that lie ahead.



Richard Worzel is the President of IF Research in Toronto, and author of the book, "Facing the Future: the Seven Forces Revolutionizing Our Lives". He acts as an advisor to business and government on trends that affect their future, and will talk about the major trends that will have an impact on municipalities during the next two decades. Find out what the future holds in store for Ontario's municipalities, and what you need to do to make sure that your municipality is well positioned to both survive and thrive in the next century.

## Cyberspace Casino

Take a journey along the information highway and exit for a evening of high rolling fun at the Cyberspace Casino.



Be sure to yield for the automated roving serving tables and enjoy gastronomic delights at the refuelling station or journey a little further to the state of the art beverage depot. So step into Cyberspace and join your friends for an entertaining evening in the next dimension.

## Topical Plenaries and Workshops

Nowhere is the pace of change more rapid than in the world of municipal policy and administration. This year's plenaries and workshops will focus on the changes in provincial policies that are shaping your municipality's future - what they mean for you, and how to make the most of the new rules governing municipal operations.

## Meetings with Provincial Ministers

We have asked the Province to make arrangements for one-on-one meetings with Provincial Cabinet Ministers to discuss local issues.

Look for details in your conference kit.

## Laughter

Millions of Canadians know comedienne Nancy White best from her work as the acid-tongued topical singer-songwriter on CBC Radio's "Sunday Morning", where she was a humorous thorn in the side of Canadian politics for fifteen years. But the ACTRA Award-winning artist is also an accomplished stage and television performer, entertaining audiences across Canada with her acerbic wit and hilarious observations on life's trials and tribulations. Join Nancy for an evening of satire and song following the Tuesday night Annual Banquet.



# Registration Information

Delegate and companion registration fees include:

- admission to all sessions
- Welcome Reception
- Monday luncheon
- Annual Banquet and entertainment

Extra Banquet tickets will be available at an additional cost of \$65.00. Please refer to the registration form and indicate the number of extra tickets required. Payment for extra banquet tickets must accompany the registration form.

## Payment

Please complete the registration form, pay by VISA or enclose a cheque payable to the Association of Municipalities of Ontario and mail to:

AMO Annual Conference  
Association of Municipalities of Ontario  
250 Bloor Street East, Suite 701  
Toronto, ON M4W 1E6

Telephone: Gwen Rideout  
(416) 929-7573 ext. 330

Please note that registration forms will not be processed unless accompanied by proper payment. Only registrations being paid by VISA credit card may be faxed to (416) 929-7574.

## REGISTRATION FEES

### EARLY BIRD

*(postmarked prior to and including June 14, 1996)*

MEMBER	Delegate	\$321.00 (300.00 + GST)
	Companion	\$123.05 (115.00 + GST)
NON-MEMBER	Delegate	\$390.55 (365.00 + GST)
	Companion	\$153.01 (143.00 + GST)

### REGULAR

*(postmarked after June 14, up to and including August 2, 1996)*

MEMBER	Delegate	\$358.45 (335.00 + GST)
	Companion	\$136.96 (128.00 + GST)
NON-MEMBER	Delegate	\$435.49 (407.00 + GST)
	Companion	\$170.13 (159.00 + GST)

### ON-SITE REGISTRATION

*(August 18-20, 1996)*

MEMBER	Delegate	\$431.21 (403.00 + GST)
	Companion	\$164.78 (154.00 + GST)
NON-MEMBER	Delegate	\$523.23 (489.00 + GST)
	Companion	\$202.23 (189.00 + GST)

Registration forms will be accepted until August 2, 1996.

After that date all registrations must be on-site.

## Confirmation of Registration

Confirmation of your registration will be sent to you provided that your completed registration form and proper payment have been received in the AMO office by August 2, 1996.

## Cancellations

Cancellations must be requested in writing and received by the AMO office by July 26, 1996. After July 26, no requests for refunds will be accepted. Cancellation by telephone will not be accepted. An administration fee of \$53.50 will apply to all refunds.

## Hotel Accommodation

To book accommodations at the Royal York Hotel, either telephone the hotel or complete the Hotel Accommodation form and fax or mail it to the hotel. If you use the hotel form you will receive a confirmation of reservation by mail within two weeks. Any inquiries regarding your reservation are to be made directly with the Royal York Hotel reservation office.

*Taking* Chances,  
*Taking* CHARGE.



**CITY OF HAMILTON**  
**- INFORMATION -**

9. (a.)

**DATE:** 1996 April 22

**REPORT TO:** Chairman and Members  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**SUBJECT:** 1996 Civic Reception - Hamilton International Air Show

**BACKGROUND:**

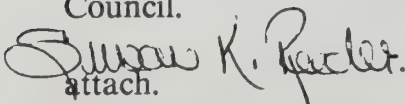
Attached, is correspondence dated 1995 October 18 from the Administrative Co-ordinator, Hamilton International Air Show Foundation requesting the City of Hamilton to host a Civic Reception for the participants and volunteers of the show. Also attached is correspondence dated 1996 March 7 from the Operations Manager, outlining the Hospitality Events for the 1996 Air Show including the Civic Reception.

1996 marks the 21st year for the Hamilton International Air Show. Since its inception, the City of Hamilton has hosted a Civic Reception in honour of the flight crews and volunteers.

While the Region provides major funding for the Air Show, the traditional hosting of a Civic Reception during this event has not been seen as duplicate funding or in breach of the City's Grant Policy since the Air Show and the Civic Reception have been viewed as two separate events.

In the past, funding for this event has been charged to Account No. CH 55314 84010 (Special Civic Receptions and Delegation Hostings). Should the Committee approve this request, sufficient funds are available in this account to cover the estimated cost of \$7,000 for this years reception.

A request by the Hamilton International Air Show Foundation for the City to host and fund the 1995 Civic Reception at an estimated cost of \$7,000 was considered by the Finance and Administration Committee. An amount of \$5,000 was recommended and approved by City Council.

  
attach.

cc A. Ross, City Treasurer

# **HAMILTON INTERNATIONAL AIR SHOW FOUNDATION**

150 KING STREET EAST, SUITE 416  
HAMILTON, ONTARIO, L8N 1B2  
BUS: (905) 528-4425 FAX: (905) 528-8499

DISPLAY DATES  
June 14, 15, 16/96

March 7, 1996

City of Hamilton  
City Clerk's Office  
City Hall  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

Attention: Mr. Kevin Christenson  
Legislative Assistant

Further to our letter of October 18, 1995, please find enclosed herewith a copy of the Hospitality Events for the 1996 Air show.

As set out in the above-mentioned letter, we were anticipating working together with the Canadian Warplane Heritage to host the Civic Reception. Unfortunately that opportunity was not available to us.

We look forward to hearing from you with respect to the sponsorship of the Civic Reception.

Yours truly

THE HAMILTON INTERNATIONAL AIR SHOW FOUNDATION  
Per:



Sandra J. Wells  
Operations Manager

# HAMILTON INTERNATIONAL AIR SHOW FOUNDATION

## HOSPITALITY EVENTS

THURSDAY, JUNE 13, 1996

### "AIR MILES TOUR"

8:00 p.m. MEET AT TAILGATE CHARLIE'S (corner of Jackson & John)  
WELCOME BUFFET COMPLIMENTS OF TAILGATE CHARLIE'S

1ST STOP - TAILGATE CHARLIE'S  
2ND STOP - TEXAS BORDER  
3RD STOP - LAST MINUTE LARRY'S  
4TH & FINAL STOP - TAILGATE CHARLIE'S

WEAR YOUR WALKING SHOES (see map on reverse)  
BRING A FRIEND EVERYONE IS WELCOME

FRIDAY, JUNE 14, 1996

TWILIGHT SHOW - REFUELING LOUNGE - HAMILTON AIRPORT

BAR OPEN 11:30 a.m. (crew arrivals)

5:30 p.m. to 11:30 p.m.  
ENTERTAINMENT/LIVE BANDS (RAIN DOG & POWERHOUSE/TWILIGHT SHOW  
CHICKEN/RIB FEST

### Complimentary Tickets:

Crew only - 1 food, 2 beverage

### ENTERTAINMENT (FRIDAY)

6:00 - 6:30 p.m.	-	Diane Blackman Highland Dancers
6:30 - 7:00 p.m.	-	United Family Martial Arts Centres Demonstration Team
7:30 - 8:00 p.m.	-	Steps the Performing Company with "The Flirtations"
8:30 - 8:45 p.m.	-	Dancing to "Rain Dog"
8:45 - 9:15 p.m.	-	Dancing to "Powerhouse"
9:15 - 10:15 p.m.	-	Night Flying Display
10:15 - 11:30 p.m.	-	Dancing to "Powerhouse"

### Bar Ticket Sales:

Beer/wine/coolers	\$3.50
4 for \$12.00	
Pop	\$1.00

**Food ticket Sales:**

Friday - cash sales directly with Geraldo's  
\$5.00 chicken/rib plus salad

Saturday/Sunday show time - cash sales directly with Geraldo's

**NOTE:** All crews receive food directly from Geraldo's by showing their wristband.

**Food Services:**

Friday - 5:00 p.m. to 10:30 p.m. or later if required  
Saturday - 11:00 a.m. to 6:00 p.m. or later if required  
Sunday - 11:00 a.m. to 6:00 p.m.  
Sunday  
(Civic Reception)- 7:30 p.m. to 10.00 p.m.

SATURDAY, JUNE 15, 1996

**REFUELING LOUNGE (AIRPORT)**

- 3 sided bar (beer on tap)
- Large Tent (Crew Lounge)  
with security, tables and chairs  
open to crew, volunteers and VIP's
- volunteer and information tables

7:30 to 9:00 a.m.

- coffee and donuts served for crews  
and volunteers courtesy of Tim Horton's

4:00 p.m. to 7:00 p.m.

- post-show party - meet the crews and  
volunteers

**BAR FOOD/SERVICES:**

11:30 - 7:00 p.m. - bar open  
11:00 - 6:00 p.m. - food services to be catered by Geraldo's  
and Umbrella Group

SATURDAY, JUNE 15, 1996

**TAILGATE CHARLIE'S (JACKSON & JOHN)**

**HIAS HOSPITALITY HEADQUARTERS**

**8:00 p.m. til closing SATURDAY, JUNE 15TH**

**GREAT FOOD\*DJ\*POOL TABLES\*HAMILTON'S BUSIEST NIGHT SPOT - EVERYONE  
WELCOME**

SUNDAY, JUNE 16, 1996

CREW/VOLUNTEER APPRECIATION NIGHT - CIVIC RECEPTION BARBECUE  
7:30 p.m. to 10:30 p.m. REFUELING LOUNGE - HAMILTON AIRPORT  
WIND UP/WIND DOWN TO THE ROCK & ROLL MUSIC OF TOMMY GUN & THE  
UNTOUCHABLES

**SPONSORED BY THE CITY OF HAMILTON**

**CONTINUE THE FUN.....TAILGATE CHARLIE'S**

\*\*\*\*\*

**POST SHOW PARTY**

**REFUELING LOUNGE - HAMILTON AIRPORT**

4:30 p.m. to 7:00 p.m. SATURDAY, JUNE 15TH

4:30 p.m. to 7:00 p.m. SUNDAY, JUNE 15TH

GRAB A COOL ONE\*DRAFT ON TAP

MEET THE PILOTS\*AIR CREWS AND FELLOW VOLUNTEERS



## **HAMILTON INTERNATIONAL AIR SHOW FOUNDATION**

150 KING STREET EAST, SUITE 416, HAMILTON, ONTARIO L8N 1K2  
BUS: (905) 528-4425 FAX: (905) 528-8499

DISPLAY DATES

June 17, 18/95



October 18, 1995

City of Hamilton  
City Clerk's Office  
City Hall  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

**Attention: Mr. Kevin Christenson**  
**Legislative Assistant**

Planning for the 1996 edition of the Hamilton International Air Show is in full gear. In previous years, the City of Hamilton has provided invaluable support by sponsoring a Civic Reception for participants and volunteers. These receptions have proved to be important components of our hosting responsibilities for air crews from around the world. The venue held in **The Refueling Lounge** on air show grounds was extremely well received in 1995 by all our invited guests and crews.

We are presently in negotiations with **Canadian Warplane Heritage** to host the Civic Reception at their new hangar.

We are in the interim stages of arranging a twilight show for Friday, June 14, 1995 and we are presently in negotiations with respect to what air craft will be performing in 1996.

We would ask the City of Hamilton sponsor, once again, the 1996 Civic Reception scheduled for Saturday, June 15, 1996. The estimated cost of 1996 Civic Reception is \$7,000.00.

As the Hamilton International Air Show grows in size and reputation. the benefits to the City and Region are considerable.

We have greatly appreciated your continued support in the past and look forward to a long-lasting partnership in the future.

Yours very truly

**THE HAMILTON INTERNATIONAL AIR SHOW FOUNDATION**  
Per:

Sandra J. Wells  
Administrative Co-ordinator  
/sjw

9. (b)

\*\*\*\*\*

YOUR FILE:

OUR FILE:

PHONE: 546-3994

Spiegel

cc J. Schatz, City Clerk  
Joan MacDonald, Chairperson, Hamilton Status of Women Sub-Committee  
Alderman Mary Kiss, Vice-Chairperson, Hamilton Status of Women Sub-Committee  
Alderman Bob Charters, Chairperson, Finance and Administration Committee  
Alderman Dave Wilson, Member, Hamilton Status of Women Sub-Committee  
Alderman Marvin Caplan, Member, Hamilton Status of Women Sub-Committee



OFFICE OF THE CITY CLERK

71 Main Street West, Hamilton, Ontario, L8N 3T4  
Tel. (905) 546-2700/ Fax (905) 546-2095

1996 April 1

Joan MacDonald, Chairperson  
Hamilton Status of Women Sub-Committee  
3-43 Duke Street  
Hamilton, On L8P 1X2

Re: Secretarial Service to the Hamilton  
Status of Women Sub-Committee

Dear Mrs. MacDonald:

As you are aware, the Finance and Administration Committee, at its meeting held Tuesday, 1995 March 7th, approved the following with respect to the structure of the Hamilton Status of Women Sub-Committee:

- (a) That the Hamilton Status of Women Sub-Committee continue as a Sub-Committee of the Finance and Administration Committee; and,
- (b) That no secretarial/resource staff services be provided by the City; and,
- (c) That the City provide the Hamilton Status of Women Sub-Committee with meeting facilities.

With respect to sub-section (b) of this recommendation on secretarial/resource staff, you are aware of a number of meetings we have held to assist you in making this transition.

As discussed and agreed to at our last meeting, Charlene Touzel of our office will continue to assist you and your Committee with regard to the pending 1995 Women of the Year Dinner to be held May 2nd.

With regard to the secretarial service, I must advise however, that in keeping with the resolution of City Council, we can no longer continue to provide this service and I would urge you to make alternate arrangements as soon as conveniently possible. Ms. Touzel will assist whomever is appointed secretary over the next few weeks to ensure a smooth transition.

Wishing you and your Committee continued success in its work.

Yours truly,



J. J. Schatz, City Clerk

c.c.: Alderman B. Charters  
Alderman M. Kiss  
Alderman D. Wilson  
Ms. C. Touzel



2.

**CONSENT AGENDA**

**FINANCE AND ADMINISTRATION COMMITTEE**

**Tuesday, 1996 May 7  
1:30 o'clock p.m.  
Room 233, City Hall**

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

- (i) Minutes of the regular meeting held on Tuesday, 1996 April 16th
- (ii) Minutes of the special meeting held on Tuesday, 1996 April 30th

**B. REFERRAL FROM CITY COUNCIL/PARKS AND RECREATION COMMITTEE**

Authorizing Treasurer - receipt of donations - Sculpture of Sir Allan Napier MacNab  
- MacNab Circle

**C. CITY CLERK**

- (i) Flying of Croation Flag - 22nd Annual Canadian-Croatian Festival
- (ii) Use of City Facilities - Ontario Mundialization Conference
- (iii) LLBO application for extension of liquor licence - Music Festival Hamilton - 1996 June 14 - 23
- (iv) LLBO application for Special Occasion Permits - St. Mary's Portuguese Parish Festivals - 1996 May 25, 26; 1996 August 9, 10, 11

**D. TREASURER**

- (i) Financing the City's Share of Service in Various Subdivisions
- (ii) Authorization to Enter into Extension Agreements on Specific Properties for the Payment of Realty Tax Arrears



**E. DIRECTOR OF INFORMATION SYSTEMS**

- (i) Renewal of IBM Computer Maintenance
- (ii) Payment of monthly IBM Software Licence Invoices

**F. COMMISSIONER OF PUBLIC WORKS AND TRAFFIC**

- (i) Replacement of Two (2) Street Sweepers - Units 9568 and 9569, Fleet Services
- (ii) Replacement of Two (2) Double Drum Rollers - Units 9724 and 9726, Fleet Services
- (iii) Purchase of Seven (7) Compact Cars, City Garage
- (iv) Purchase of Three (3) Mid-Size Cars, City Garage
- (v) Replacement of one (1) Asphalt Spreader - Unit 9696, Fleet Services

**G. COMMISSIONER OF HUMAN RESOURCES**

Appointments and Terminations from Permanent Positions with the Corporation of the City of Hamilton to 1996 April 26th

**H. THE PARKING AUTHORITY OF THE CITY OF HAMILTON**

Completed Capital Projects

**I. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE**

Information Items



A. (i)

**The Finance and Administration Committee met.**

**Present:** Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Mayor R. M. Morrow  
Alderman C. Collins  
Alderman D. Wilson  
Alderman D. Drury  
Alderman M. Kiss  
Alderman T. Anderson  
Alderman V. J. Agro

**Also present:** Alderman W. McCulloch  
Alderman G. Copps  
Alderman H. Merling  
J. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
P. Noé Johnson, City Solicitor  
J. Schatz, City Clerk  
D. Lobo, Commissioner of Public Works and Traffic  
L. King, Building Commissioner  
R. Menagh, Human Resources  
P. Barkwell, Law Department  
J. Pook, Public Works and Traffic  
Susan K. Reeder, Secretary

**A G E N D A**

**A. DELEGATION - ALDERMAN W. MCCULLOCH - Constituents - Drs. Stallwood and Patterson - Claim against the City as a result of a City tree falling on their property**

The Committee was in receipt of a letter from Alderman W. McCulloch dated 1996 April 4, respecting the above noted matter.

Alderman McCulloch addressed the Committee with respect to this claim, and Drs. Patterson and Stallwood also spoke on this matter.

Some discussion ensued on the 90 day claim period, as well as whether the tree is a City tree or owned by the property owners. It was confirmed by the Law Department that the tree is owned by the property owners.

The Committee then moved In Camera to discuss this matter. The Committee then moved back into Regular Session.

**2. CONSENT AGENDA**

The Committee was in receipt of its Consent Agenda, and approved the following:

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

The Committee was in receipt of the minutes of its regular meeting held on Tuesday, 1996 April 2nd, and approved these minutes as circulated.

**B. CITY CLERK - Use of 2nd Floor Lobby - Official Plan Display**

The Committee was in receipt of a report from the City Clerk dated 1996 April 3, respecting the above noted matter and approved the following:

That approval be given to the request of the Planning Department to use the 2nd Floor Lobby (West) from 1996 April 15 to 24 and from 1996 April 29 to May 10 for a display with regard to the Official Plan Review.

C. COMMISSIONER OF HUMAN RESOURCES - Appointments to Permanent Positions with the Corporation of the City of Hamilton to 1996 April 3rd

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1996 April 4, respecting the above noted matter. The Committee approved the following:

That the listing of Appointments to Permanent Positions with the Corporation of the City of Hamilton to 1996 April 3, attached herewith and marked Appendix "A", be approved.

D. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE - Information Items

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1996 April 12, respecting Information Items. The Committee approved the following:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Correspondence - Mayor Hunt, City of Stratford - 12th Annual Municipal Night performance at the Stratford Shakespearean Festival of "The Music Man" - letter dated 1996 March 28th
- (b) Correspondence - 1995-1996 National Presidents, Kinsmen Kinette Clubs of Canada -appreciation for "message of support" taken out in the '96 Winter KIN magazine - letter dated 1996 March 27th
- (c) Minutes - Hamilton Status of Women Sub-Committee - meeting held 1996 March 4th
- (d) Information Report - City Solicitor - Appeal by Hamilton Harbour Commissioners to OMB - report dated 1996 April 10th
- (e) Information Report - City Treasurer and City Solicitor - Local Improvement Levies - report dated 1996 April 12th

4. CHIEF ADMINISTRATIVE OFFICER

(a) 1996 Canadian Public Works Association Conference and Exposition

The Committee was in receipt of a report from the Chief Administrative Officer dated 1996 April 9, respecting the above noted matter.

The Committee approved the following:

That the 1996 Canadian Public Works Association Conference & Exposition from June 9 to 12 while in Hamilton have the use of:

- (a) The printing facilities in City Hall to produce copies of the papers being presented for the delegates attending the Conference; and,
- (b) The City's van and driver to accommodate small groups (6 to 10) of delegates to places of interest within Hamilton.

**(b) 1996 Christmas Closure**

The Committee was in receipt of a report from the Chief Administrative Officer dated 1996 April 11, respecting the above noted matter.

The Committee approved the following:

- (a) That City Hall and all non-essential municipal services that are not revenue generating, be closed on 1996 December 27, 30 and 31; and,
- (b) That staff have the option of taking the three days as either vacation, lieu time, or unpaid leave or 6 days from their respective sick leave bank; and,
- (c) That staff prepare an operational plan to provide for the maintenance of essential services for approval by Management Team; and,
- (d) That the City Clerk be directed to appropriately advertise the closure.

**(c) Overtime Policy - E Days**

The Committee was in receipt of a report from the Chief Administrative Officer dated 1996 March 8, respecting the above noted matter.

The Committee approved the following:

That Section 8(f) of the Benefit Package for the Management Group approved by City Council on 1987 September 29, be amended to read as follows:

Levels A-K - It is recognized that the functions performed by positions in the A-K range are not only performed between 9 and 5 Monday to Friday. In recognition of this fact a week (5 working days) of time off **may** be granted to **an** employee in this group at the discretion of the employee's Department Head.

**(d) Donation from Firan Corporation to Hamilton Sesquicentennial Celebrations Inc.**

The Committee was in receipt of a report from the Chief Administrative Officer dated 1996 April 12, respecting the above noted matter.

The Committee approved the following:

- (a) That approval be given for the City Treasurer to receive payments from the Firan Corporation in the total amount of \$30,000, made payable in U.S. funds, as donations towards Hamilton's Sesquicentennial Celebrations; and,
- (b) That the City Treasurer be authorized to grant these contributions received to Hamilton Sesquicentennial Celebrations Inc.

**Note:** Alderman Wilson opposed

**(e) Verbal report - Strategic Direction - Information Systems**

The Chief Administrative Officer indicated that a report on this matter was not available at this time, and asked that this item be tabled. The Committee agreed to table this matter.

5. CITY TREASURER AND CITY SOLICITOR - Verbal Update - Realty Free Tax Exemption - Theatre Aquarius and the Art Gallery of Hamilton

The Chief Administrative Officer addressed the Committee on this matter. He advised that both the City and the Region have supported the requests from Theatre Aquarius and the Art Gallery of Hamilton for realty free tax exemption. The CAO outlined the specifications of each request. He added that the School Board has deferred on taking a position on these matters.

The City Solicitor and City Treasurer distributed a document on this matter, with possible alternative options outlined. The City Solicitor explained the possible Section 210.1 option which would allow the City and Region to provide tax exemption for these properties. To do so would require either the City or Region to assume these facilities as either Regional or City facilities.

Considerable discussion then ensued on this option.

The Committee was advised that the School Board will be meeting on 1996 May 7th to consider the requests of Theatre Aquarius and the Art Gallery to support their request for tax exemption. It was agreed that the preferred option would be for the School Board to give its consent, and then the organizations themselves seek private legislation for exemption. Discussion then ensued on the May 7th meeting of the Board of Education on these matters. Alderman Agro stressed the need for a Council support position to be known, and suggested that the Mayor and the Treasurer should attend. Members of the Committee encouraged Alderman Agro to attend this meeting.

With respect to the support for these facilities, the Committee approved to go on record as supporting that Theatre Aquarius and the Art Gallery be considered as Regional facilities.

ADDED - Special Finance and Administration Committee - By-laws to strike the Mill Rate

The Chairman confirmed the need for a Special meeting of the Finance and Administration Committee to be held prior to City Council on Tuesday, 1996 April 30th to approve the mill rate. He also indicated that it is traditional for the Committee to invite representatives from the School Boards to attend this meeting. The Committee agreed that the School Board representatives should be invited.

3. REFERRAL FROM CITY COUNCIL - Special legislation to lower taxes in designated areas in the City

The Committee was in receipt of correspondence from the City Clerk indicating that the following motion was referred to the Finance and Administration Committee for a detailed report back from the City Solicitor and City Treasurer:

"That the motion respecting the seeking of special legislation to allow the City of Hamilton, the Region and School Boards to lower taxes in designated areas of the City be referred to the Finance and Administration Committee for detailed reports from the City Solicitor and City Treasurer."

As referenced above, the following is the motion therein referred to:

"WHEREAS the Central Business District of the City of Hamilton has been in a very depressed state in recent years; and,

WHEREAS the Central Business District's health and vibrance is essential to the well-being of the entire Region; and,

WHEREAS the assessed value of properties is far too high and has had a devastating effect on the Central Business District,

THEREFORE BE IT RESOLVED, that the City of Hamilton seek special legislation to allow the City of Hamilton, the Region and School Boards, "to lower taxes in designated areas in the City".

Considerable discussion ensued on this matter. A document prepared by the City Solicitor and City Treasurer on the options was distributed.

Following discussion on this matter, the Committee approved the following direction:

That the City Solicitor and City Treasurer be authorized to draft several options of a Private Members' Bill seeking special legislation to allow the City of Hamilton to apply business tax reductions in the area bounded by Cannon-Bay-Hunter-Wellington for the consideration of the Finance and Administration Committee as follows:

- (a) 10%, 20%, 30%, 40%, 50% reduction options on both business and realty taxes in the above-noted area
- (b) the impact this would have on other properties in the Hamilton area
- (c) the impact this would have if it was spread out over the Region
- (d) providing the Committee with a comparison of property assessments of the City's downtown to other comparable properties in the City.

7. ADJOURNMENT

There being no further business, the meeting then adjourned.

**Taken as read and approved,**

**ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder,  
Secretary  
1996 April 16**



1996 April 30

Appendix "A" referred  
to in Section 2 of the  
**EIGHTH** Report of  
the Finance and  
Administration  
Committee for 1996

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Andrea McDonald	I	Gardener II (D14)	Public Works	Replacing Mr. R. Manual -- promoted April 17/95	\$36,052.64	March 18/96

D-3

Prepared April 3, 1996

Status
Internal - I
External - E



**A Special Meeting of the Finance and Administration Committee was held.**

**Present:** Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Mayor R. M. Morrow  
Alderman C. Collins  
Alderman D. Drury  
Alderman M. Kiss  
Alderman T. Anderson  
Alderman V. J. Agro

A. (ii)

**Regrets:** Alderman D. Wilson

**Also present:** Alderman M. Caplan  
Alderman G. Copps  
J. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
D. Vyce, Director of Property  
T. Whitehead, Mayor's Office  
C. Guthro, Public Works and Traffic  
C. Firth-Eagland, Public Works and Traffic  
G. Macaluso, HECFI  
B. Calder, HECFI  
J. Leuser, HECFI  
N. Catalano, Economic Development  
P. Hooker, Law  
H. Kayal, Culture and Recreation Department  
Susan K. Reeder, Secretary

**A G E N D A**

**1. Correspondence - Superintendent of Finance and Treasurer - The Board of Education for the City of Hamilton - 1996 Levy Requirements**

The Committee was in receipt of correspondence from the Superintendent of Finance and Treasurer of the Board of Education for the City of Hamilton dated 1996 April 19, respecting the above noted matter. The Committee agreed to receive this document.

**2. Correspondence - Superintendent of Finance - The Hamilton Wentworth Roman Catholic Separate School Board - 1996 Levy Requirements**

The Committee was in receipt of correspondence from the Superintendent of Finance of the Hamilton-Wentworth Roman Catholic Separate School Board dated 1996 April 23, respecting the above noted matter. The Committee agreed to receive this document.

**3. Correspondence - Regional Municipality of Hamilton-Wentworth - Levy By-law**

The Committee was in receipt of correspondence from the Regional Municipality of Hamilton-Wentworth dated 1996 April 2, respecting the above noted matter. The Committee agreed to receive this document.

**Representatives from the Hamilton Board of Education**

The Chairman welcomed Bob Stewart, Chairman of the Hamilton Board of Education; Don Goodridge, Director of Education and Paul Shewfelt, Superintendent of Finance and Treasurer to the meeting.

Mr. Goodridge spoke briefly to the Committee, and made reference to Steve O'Holland and Trustee Hicks also being in attendance.

Some discussion ensued with representatives of the Hamilton Board of Education.

The Committee thanked them for attending.

With respect to representatives from the Hamilton-Wentworth Separate School Board, the Chairman advised that the Separate School Board representatives were unable to attend due to a Board meeting at the same time.

#### CITY TREASURER

##### 4. (a) Approval of the 1995 Mill Rates and the Tax Levy By-laws

The Committee was in receipt of a report from the Treasurer dated 1996 April 24, respecting the above noted matter.

The Committee approved the following:

- (a) That the 1996 Mill Rates for the City of Hamilton be approved, and that the Mill Rates for the Region and Boards of Education be received to be included for billing purposes as detailed on Exhibit "A", Column (6), attached herewith and marked Appendix "A"; and,
- (b) That the by-laws to fix the Rates of Taxation for Municipal, Regional, School, and Total Rates of Taxation for the year 1996 be approved; and,
- (c) That the by-law to Levy an Annual Tax on Telephone Companies doing Business in Ontario be approved.

##### (b) Information Report - 1996 Property Tax Information Brochure Insert

The Committee was in receipt of an Information Report from the Treasurer dated 1996 April 26, respecting the above noted matter.

Discussion ensued on the details of the report and suggestions were made to the Treasurer on changes. The Committee then agreed that a 1996 Property Tax Information Brochure Insert be included with the May billing of the 1996 property taxes.

#### COMMISSIONER OF PUBLIC WORKS AND TRAFFIC

##### 5. (a) Replacement of Various Lawn Maintenance Equipment Units 0054, 0055, 0077, 9440 and 9065, Fleet Services

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated 1996 April 19, respecting the above noted matter and approved the following:

- (a) That a purchase order be issued to Turf Care Products Canada, Ltd. Newmarket, in the amount of \$97,522.27, including trade-in and all applicable taxes, for the replacement of various lawn maintenance equipment units #0054, 0055, 0077, 9440 and 9065 for Fleet Services, being the lowest total acquisition cost of four tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account Numbers CH5X503 00101, CH5X505 00101; and,
- (b) That the above be processed through the emergency procedures of the City of Hamilton Purchasing Policy.

- (b) Replacement of Various Lawn Maintenance Equipment Units 0506, 0049, 0305, 0085, 0086, 0093, 0094, 0095, 0096, 0104 and 0105, Fleet Services

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated 1996 April 19, respecting the above noted matter and approved the following:

That a purchase order be issued to G.C. Duke Equipment Ltd., Burlington, in the amount of \$173,017.46, including volume order discount and all applicable taxes, for the replacement of eight (8) 72" Rotary Mowers, two (2) 60" Rotary Mowers and one (1) Riding Aerator units #0506, 0049, 0305, 0085, 0086, 0093, 0094, 0095, 0096, 0104 and 0105 for Fleet Services, being the lowest total acquisition cost meeting specifications of five tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101 and CH5X506 00101.

- (c) Replacement of Three (3) Triplex Mowers - Units 0052, 0110 and 0304, Fleet Services

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated 1996 April 19, respecting the above noted matter and approved the following:

That a purchase order be issued to Ontario Turf Equipment Co. Ltd., London, in the amount of \$68,137.50, including all applicable taxes, for the replacement of three (3) Triplex Mowers units #0052, 0110 and 0304 for Fleet Services, being the lowest total acquisition cost of four tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101 and CH5X506 00101.

- (d) Replacement of Eight (8) Turf Trucksters, Two (2) 9'8" Rotary Mowers and One (1) Electric Triplex Mower Units 0071, 0090, 0130, 9441, 9442, 9443, 9444, 9445, 9447, 9454 and 9767, Fleet Services

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated 1996 April 19, respecting the above noted matter and approved the following:

That a purchase order be issued to G.C. Duke Equipment Ltd., Burlington, in the amount of \$240,349.96, including volume order discount and all applicable taxes, for the replacement of eight (8) Turf Trucksters, two (2) 9'8" Rotary Mowers and one (1) Electric Triplex mower units #0071, 0090, 0103, 9441, 9442, 9443, 9444, 9445, 9447, 9454 and 9767 for Fleet Services, being the lowest total acquisition cost of two tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101 and CH5X506 00101.

The Chairman advised the Committee that two items required Committee consideration. As this was a Special Meeting, the Procedural By-law rules respecting Notice of Meeting would need to be suspended. In this regard, the Committee approved the following:

That Rule 3(e) of the City's Procedural By-law No. 95-167 concerning matters to be discussed at a Special Meeting be suspended in order to allow consideration of two added issues respecting:

- (a) the 1996 Business Improvement Area Levy By-laws; and,
- (b) a request from HECFI concerning a Mezzanine Seating Curtaining System at Copps Coliseum.

**ADDED - H.E.C.F.I. BOARD OF DIRECTORS - Mezzanine Seating Curtaining System  
Copp's Coliseum**

The Committee was in receipt of an added report from H.E.C.F.I. Board of Directors dated 1996 April 26, respecting the above noted matter.

The Committee approved the following:

- (a) That a manual, Mezzanine Curtaining System, which is designed to allow for upgrading to a Motorized System, be installed in 1996 at Copp's Coliseum at a cost not to exceed \$200,000; and,
- (b) That this expenditure be financed from H.E.C.F.I.'s Reserve Fund for Capital Projects, Account CH 00206; and,
- (c) That the above-noted revision to the Capital Budget Programme be approved.

**ADDED - CITY TREASURER - Business Improvement Area By-laws**

The Committee was in receipt of an added report from the City Treasurer dated 1996 April 29, respecting the above noted matter.

The Committee approved the following:

That the 1996 Levy By-laws for the seven Business Improvement Areas in the City of Hamilton be approved in the amounts as follows:

<u>Business Improvement Areas</u>	<u>1996 Levy</u>
Barton General	\$ 6,000
Westdale	35,000
International Village	54,000
Ottawa Street North	59,780
Concession Street	10,100
Downtown Promenade	84,000
Main Street West	3,000

**6. Adjournment**

The meeting then adjourned.

Taken as read and approved,

**ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1996 April 30**

# COMPARISON OF COMPONENTS AND TOTAL MILL RATES - FOR THE YEARS 1992 TO 1996 INCLUSIVE

Description (1)	1992 (2)	1993 (3)	1994 (4)	1995 (5)	1996 (6)	Increase + Decrease - 1995 to 1996 Mills % (7) (8)	
Residential City Region	102.5572 103.5133	104.2203 107.0004	104.2203 106.9719	105.1413 110.1432	105.1413 111.3252	0.0000 + 1.1820 +	0.00 + 1.07 +
Sub Total	206.0705	211.2207	211.1922	215.2845	216.4665	1.1820 +	0.55 +
Education - Elementary - Secondary	116.9462 69.1713	117.3363 72.8626	113.1485 77.0493	120.0501 77.3765	120.5303 83.1289	0.4802 + 5.7524 +	0.40 + 7.43 +
Sub Total	186.1175	190.1989	190.1978	197.4266	203.6592	6.2326 +	3.16 +
Total Mill Rates	392.1880	401.4196	401.3900	412.7111	420.1257	7.4146 +	1.80 +
Non-Residential City Region	120.6555 121.7803	122.6121 125.8828	122.6121 125.8493	123.6957 129.5803	123.6957 130.9709	0.0000 + 1.3906 +	0.00 + 1.07 +
Sub Total	242.4358	248.4949	248.4614	253.2760	254.6666	1.3906 +	0.55 +
Education - Elementary - Secondary	137.5838 81.3780	138.0427 85.7207	133.1159 90.6462	141.2354 91.0312	141.8004 97.7987	0.5650 + 6.7675 +	0.40 + 7.43 +
Sub Total	218.9618	223.7634	223.7621	232.2666	239.5991	7.3325 +	3.16 +
Total Mill Rates	461.3976	472.2583	472.2235	485.5426	494.2657	8.7231 +	1.80 +

Notes: The 1996 mill rates were calculated based on the 1995 unrevised assessment for 1996 taxation.



# CORPORATION OF THE CITY OF HAMILTON

## CITY CLERK'S OFFICE

B.

\*\*\*\*\*

TO: Susan Reeder, Secretary  
Finance and Administration Committee

YOUR FILE:

FROM: Kevin C. Christenson, Secretary  
Parks and Recreation Committee

OUR FILE:  
PHONE: 546-2728

SUBJECT: Sir Allan Napier MacNab Sculpture -  
MacNab Circle Fundraising

DATE: 1996 May 01

Sub-joined is Section 3 of the SIXTH Report of the Parks and Recreation Committee for 1996 which was adopted by City Council at its meeting held 1996 April 30.

As per sub-section (c) of this recommendation, would you please ensure that this issue is placed on the agenda of the next Finance and Administration Committee meeting.

  
KCC/kcc

c.c.: Allan Ross, Treasurer

3. (a) That the City of Hamilton accept the offer of the sculpture of Sir Allan Napier MacNab as commissioned by the MacNab Circle; and,
- (b) That the estimated cost of \$10,000. for the sculpture be financed by fundraising by the MacNab Circle and that any short-fall in funding be covered by the MacNab Circle; and,
- (c) That the Finance and Administration Committee be requested to authorize the City Treasurer to undertake the following:
  - (i) That an account be opened by the Treasury Department to receive all donations, made payable to the City of Hamilton for this initiative; and,
  - (ii) That the City of Hamilton issue Charitable Income Tax Receipts for donations of \$10. and over; and,
  - (iii) That the donations received by the City for this initiative be paid to the MacNab Circle in the form of a grant.



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

C. (i)

**DATE:** 1996 April 15

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Flying of Croation Flag  
22nd Annual Canadian-Croation Festival

**RECOMMENDATION:**

That approval be given to the request of Folklore Ensemble Croation Village of Holy Cross Church in Hamilton to fly the Croation flag at City Hall from 1996 May 17 to 20 during the Canadian-Croation Festival.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

The Folklore Ensemble Croation Village of Holy Cross Church in Hamilton is celebrating its 20th Anniversary, in addition to hosting the 22nd Annual Canadian-Croation Festival from May 17-20, 1996 at Hamilton Place. The location for next year's festival will be Kitchener, Ontario.

This request is not related to the annual request to fly the Croation flag on the Anniversary of Croation Independence.

cc: Mayor's Office  
Rob Swan, Building Operations & Maintenance Division  
Information Desk



C. (ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

APR 25 1996

**DATE:** 1996 April 25

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Ontario Mundialization Conference  
Use of Council Chambers and Committee Rooms

**RECOMMENDATION:**

That approval be given to the request of the Ontario Mundialization Asociation and the United Nations Association (Hamilton Branch) to use the Council Chambers and Committee Rooms 219, 233 and 264 on Saturday, 1996 October 26 from 8:00 a.m. to 6:00 p.m. for an Ontario Mundialization Conference.

*S. J. Hollenwell for  
J. J. Schatz*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Funds in the approximate amount of \$300.00 for Building Operations & Maintenance Staff overtime associated with this event will be taken from Account CH 55222-10034 - Use of City Hall Facilities by Outside Groups.

**BACKGROUND:**

The Ontario Mundialization Association and the United Nations Association (Hamilton Branch) have planned several activities during United Nations Week (October 20-26) to commemorate Hamilton's Sesquicentennial.

On Saturday, 1996 October 26 the joint organizations are planning an Ontario Mundialization Conference which they propose be held at City Hall. Mayor Morrow and Members of City Council will be invited to participate in this conference.

cc: Mayor's Office  
Rob Swan, Manager, Building Operations & Maintenance  
Information Desk



C. (iii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 May 3

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** LLBO application for extension of liquor licence - Music  
Festival Hamilton - 1996 June 14 - 23

**RECOMMENDATION:**

That the Liquor Licence Board of Ontario be advised that the City of Hamilton has no objection to the issuance of a temporary extension of liquor licence for The Undermount Tavern at 135 James Street South from Friday, 1996 June 14th to Sunday, 1996 June 23rd in conjunction with a community festival called MusicFest Hamilton.

*S. J. Macdonell for  
J. J. Schatz*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

A community festival is being organized by the James and John Street South area of the City to promote local merchants and businesses and to encourage consistent use of the Hamilton GO Centre. This event is being co-ordinated by Lyric Promotions.

Application has been made to the LLBO for a Temporary Extension of The Undermount Tavern's liquor licence. A 20' x 30' outdoor patio extension will be added to the existing licensed patio at The Undermount Tavern during this Festival.

The application for this Festival has been reviewed by the Special Events Advisory Team.

The City's indication that it has no objection to the issuance of this Temporary Extension Licence does not grant approval, but rather allows the LLBO to consider the request.

cc Staff Sergeant Wayne Moore, Vice Division, Hamilton-Wentworth Regional Police  
Shelley Merlo-Orzel, Chair, Special Events Advisory Team



C. (iv)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 May 3

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** LLBO application for Special Occasion Permits - St.  
Mary's Portuguese Parish Festivals - 1996 May 25, 26;  
1996 August 9, 10, 11

**RECOMMENDATION:**

That the Council of the Corporation of the City of Hamilton deems the Annual Festivals of the St. Mary's Portuguese Parish to be held 1996 May 25 and 26th (Holy Spirit Fraternity) and 1996 August 9, 10 and 11 (Our Lady of the Angels - Patron Saint) to be community festivals of municipal significance, and as such have no objection to the issuance of Special Occasion Permits for these festivals.

*A. J. Mollonell for  
J. J. Schatz*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

These festivals will be held at St. Mary's Church Green Area, on the east side of the Church, at 25 Sheaffe Street.

The City's deeming of these Festivals as municipally significant does not grant approval of Special Occasion Permits, but rather allows the LLBO to consider the applications for approval.

The Special Events Advisory Team has reviewed this application.

cc Shelley Merlo-Orzel, Chair, Special Events Advisory Team  
Constable D. Schwalm, Traffic Division, Hamilton-Wentworth Regional Police  
F. Westaway, Noise Control Officer, Public Works and Traffic  
V. Zingaro, Roads  
G. Kirchknopf, Traffic



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

C. (v)

**DATE:** 1996 May 3

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. S.G. Hollowell  
Acting City Clerk

**SUBJECT:** Stop Workfare Rally  
Use of Forecourt

**RECOMMENDATION:**

That approval be given to the action taken by the Acting City Clerk in authorizing the Canadian Union of Public Employees to use the City Hall Forecourt and related equipment on Tuesday, 1996 May 7 from 6:00 p.m. to 8:00 p.m. for a Stop Workfare Rally.

*S.G. Hollowell*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

The Canadian Union of Public Employees are proposing to hold a rally to protest Workfare on Tuesday, May 7 on the forecourt at City Hall. Hamilton Wentworth Regional Council will be meeting on the same evening.

Speakers at the Rally will include John Clark - Ontario Coalition Against Poverty; Andrea Horwath - Hamilton Wentworth Coalition for Social Justice and Sid Ryan - Ontario President of Canadian Union of Public Employees.

**cc:** Mayor's Office  
Rob Swan, Manager, Building Operations & Maintenance  
Information Desk



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D.  
(i)

**DATE:** 1996 April 22

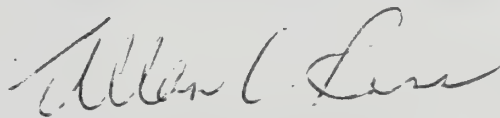
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Financing the City's share of service in various  
Subdivisions

**RECOMMENDATION:**

That the City's share of service for Battleridge Subdivision - Phase 3 in the amount of \$32,625,000., Bow Valley Estates in the amount of \$3,972.33, and Kempt Estates in the amount of \$2,101.31 for a total estimated cost of \$38,698.64, be financed from the Account Centre No. CH 00107 - Reserve for Services Through Unsubdivided Lands.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The net amount to be financed from all 1996 projects related to subdivision expenditures, including this recommendation is \$38,698.64. The 1996 Capital Budget includes a provision of \$1,000,000. for the City's share of subdivision expenditures in 1996.

**BACKGROUND:**

The details of this project are outlined in the attached report from E.M. Gill, Senior Director, Roads Department, dated 1996 April 12.

NRA:jc  
Att'd.

c.c. E.M. Gill, P.Eng., Senior Director, Roads Department, Attention: D.Y. Onishi  
Kevin C. Christenson, Secretary, Transport and Environment Committee  
Eugene Chajka, Manager of Development, Environmental Services



CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1996 April 12  
S702-56 P. Strong  
S702-57  
S711-16  
S711-18

REPORT TO: K. Christenson, Secretary  
Transport and Environment Committee

FROM: E. M. Gill, P.Eng.  
Senior Director  
Roads Department

SUBJECT: 1996 Servicing Expenditures Related to Subdivisions  
(R-96-16)

RECOMMENDATION:

- a) That the submitted schedules of works be adopted for inclusion in the Subdivision Agreement with the Owner for the estimated costs of services in;

" BATTLE RIDGE SUBDIVISION (PHASE 3) ", Hamilton

City's Share \$32,625.00

Subdivider's Share \$355,732.00

" BOW VALLEY ESTATES ", Hamilton

City's Share \$ 3,972.33

Subdivider's Share \$136,157.45

" KEMP ESTATES ", Hamilton

City's Share \$ 2,101.31

Subdivider's Share \$58,900.96

cont'd...

1996 April 12

**1996 Servicing Expenditures Related to Subdivisions (R-96-16)**

cont'd...

**" KENTLEY LANE ", Hamilton**

City's Share \$ -NIL-

Subdivider's Share \$153,241.00

- b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements with the Owners of "Battleridge Subdivision - Phase 3", "Bow Valley Estates", "Kemp Estates", "Kentley Lane" and any other related documents for this Subdivision subject to the approval of the City Solicitor.
- c) That approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered.
- d) In the event that the owners wish to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered they should be allowed to do so at their own risk provided that they enter into a standard agreement with the City of Hamilton for pre-servicing.
- e) That the Treasurer recommend the source of funding for the City's share of services for "Battleridge Subdivision - Phase 3", "Bow Valley Estates" and "Kemp Estates".



---

E. M. Gill, P.Eng.

cont'd...

Page 3

1996 April 12

**1996 Servicing Expenditures Related to Subdivisions (R-96-16)**

cont'd...

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

**"BATTLERIDGE SUBDIVISION - PHASE 3"**

The total estimated cost of the City's share of services to be approved at this time for this development is \$32,625.00.

The City's share of costs (\$32,625.00) is associated with the cost of construction of services for Vienna Street which are recoverable in the future, when the adjacent lands develop.

**"BOW VALLEY ESTATES"**

The total estimated cost of the City's share of services to be approved at this time for this development is \$3,972.33.

The City's share of costs (\$3,972.33) is associated with the cost of construction of services for fencing adjacent to City lands and is non-recoverable in the future.

**"KEMP ESTATES"**

The total estimated cost of the City's share of services to be approved at this time for this development is \$2,101.31.

The City's share of costs (\$2,101.31) is associated with the cost of construction of services for fencing adjacent to City lands and is non-recoverable in the future.

The total estimated cost (\$38,698.64) for the cost sharing between the City and the owners is in accordance with current City policy. (see Schedule "A")

cont'd...

1996 April 12

**1996 Servicing Expenditures Related to Subdivisions (R-96-16)**

cont'd...

**"KENTLEY LANE"**

There is no City share associated with the cost of installation of City services for these subdivisions.

**BACKGROUND:**

**"BATTLETERIDGE SUBDIVISION - PHASE 3"**

At its meeting of August 5, 1990, Regional Council approved Item 2 of the 14th Report of the Planning and Development Committee, as amended, for the draft plan for Battleridge Subdivision, in the Gershome Neighbourhood.

The owners, DiCenzo Construction Company Limited and Sunshine Homes Limited, wish to proceed with the development of Battleridge Subdivision - Phase 3, at this time. One of the conditions of draft plan approval require the owners to enter into a Subdivision Agreement with the City of Hamilton in order to satisfy engineering and financial requirements of the City. The Development of Battleridge Subdivision - Phase 3 will result in the creation of 34 single family lots and one Block for townhouses.

The lands of Battleridge Subdivision - Phase 3 are located east of Greenhill Avenue and south of King Street East in the Gershome Neighbourhood.

An estimate of the costs have been calculated in accordance with current City cost sharing policy. The City's share of services for this subdivision are related to the cost of construction for City services adjacent to this plan of subdivision. The total cost of City services is \$32,625.00 and is recoverable in the future.

cont'd...

1996 April 12

**1996 Servicing Expenditures Related to Subdivisions (R-96-16)**

cont'd...

**"BOW VALLEY ESTATES"**

On 1996 January 31, as authorized by By-law No. R89-171, Mr. J.D. Thoms, Commissioner of the Planning and Development Department, now the Commissioner of the Regional Environment Department, approved the draft plan conditions for Bow Valley Estates, subject to certain conditions.

The Owner, Bow Valley Inc., will be executing a Subdivision Agreement, as a condition of draft plan approval with the Region in the near future. This development will result in the creation of 36 single family freehold townhouse units, which is located in the Riverdale East Neighbourhood on the south side of Highridge Avenue.

**"KEMP ESTATES"**

On March 31, 1994, as authorized by By-law No. 89-171 J.D. Thoms, Commissioner of Regional Planning, now the Commissioner of the Regional Environment Department, approved the draft plan for Kemp Estates. The owner, James Kemp Construction Limited, wishes to proceed with the development of their subdivision at this time. One of the conditions of draft plan approval requires the owner to enter into a Subdivision Agreement with the City of Hamilton in order to satisfy engineering and financial requirements of the City. The development of Kemp Estates will result in the creation of 10 single family lots for residential development and one Block for future development.

The lands of Kemp Estates are located west of Mount Albion Road and south of Congress Crescent in the Redhill Neighbourhood.

**"KENTLEY LANE"**

On January 11, 1996 as authorized by By-law No. R89-171, J. D. Thoms, Commissioner of Regional Planning, now the Commissioner of Regional Environment Department, approved the draft plan for Kentley Lane, in the Kentley Neighbourhood.

The owners, Homes by DeSantis and Marz Holdings Inc., wish to proceed with the development of Kentley Lane, at this time. One of the conditions of draft plan approval require the owners to enter into a Subdivision Agreement with the City of Hamilton in order to satisfy engineering and financial requirements of the Region. The Development of Kentley Lane will result in the creation of 42 single family lots.

cont'd...

Page 6

1996 April 12

**1996 Servicing Expenditures Related to Subdivisions (R-96-16)**

cont'd...

The lands of Kentley Lane are located west of Nash Road and south of Kentley Drive in the Kentley Neighbourhood.

Note: The engineering schedules for the above-noted subdivisions have been prepared by the Developers' Consulting Engineers and have been approved by the Commissioner of the Regional Environment Department.

ps

cc: A. C. Ross, City Treasury Department  
cc: Councillor D. Ross, Chairman, Fin. & Administration Committee  
cc: S. Reeder, Secretary, Fin. & Adm. Com.      NAWSTORAGEADMT&E

1996 SUBDIVISION EXPENDITURE SUMMARY

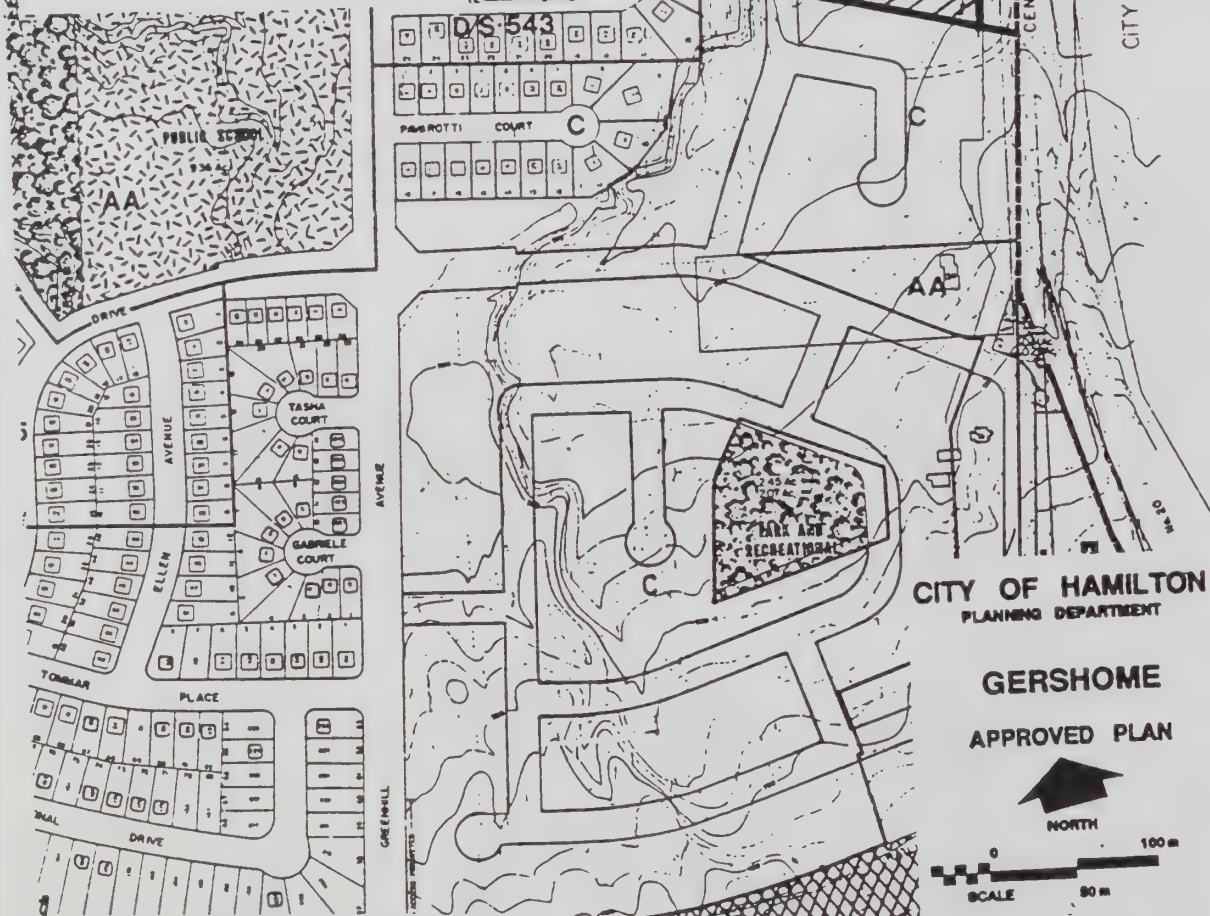
CITY'S SHARE  
OF EXPENDITURES

Name of: - SUBDIVISION - DEVELOPER - CONSULTANT - SURVEYOR	# OF LOTS and LOCATION	SUBDIVISION AGREEMENT AUTHORIZATION	DESCRIPTION OF WORKS	RECOVERABLE COSTS	NON-RECOVERABLE & OVERSIZED COSTS	TOTAL CITY'S SHARE	TOTAL SUBDIVIDER'S SHARE	TOTAL COSTS
BATTLEIDGE SUBDIVISION PHASE 3 DINCENZO CONSTRUCTION AND SUNSHINE HOMES A.J. CLARKE AND ASSOCIATES LIMITED S702-57 P.STRONG	34 LOTS 1 BLOCK HAMILTON	COUNCIL 90 AUGUST 5 P&D 14-90	Catch Basins & Connections Curbs & Sidewalks Finished Roads Sewers & Watermains Seeding/Sodding Street Lighting	\$1,896.40 \$12,271.60 \$16,957.00 \$0.00 \$0.00 \$0.00 \$1,500.00	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00	\$32,625.00	\$355,732.00	\$388,357.00
BOW VALLEY ESTATES BOW VALLEY INC. ASHENHURST/NOUWENS LIMITED PROFESSIONAL ENGINEERS AND SURVEYORS S702-56 P.STRONG	36 LOTS HAMILTON	COMM. OF PLAN. 96 JAN., 31	Catch Basins & Connections Curbs & Sidewalks Finished Roads Sewers & Watermains Seeding/Sodding Fencing	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$3,972.33	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00	\$3,972.33	\$136,157.45	\$140,129.78
KEMP ESTATES JAMES KEMP CONSTRUCTION LIMITED SUNSHINE HOMES ASHENHURST/NOUWENS PROF. ENG. & SURVEYORS S711-16	10 LOTS HAMILTON	COMM. OF PLAN. 94 MARCH, 31	Catch Basins & Connections Curbs & Sidewalks Finished Roads Sewers & Watermains Seeding/Sodding Fencing	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$2,101.31	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00	\$2,101.31	\$58,900.96	\$61,002.27
KENTLEY LANE HOMES BY DESANTIS MARZ HOMES INC. PLANNING INITIATIVES J.D. BARNES LIMITED S711-18	40 LOTS HAMILTON	COMM. OF PLAN. 96 JAN., 31	Catch Basins & Connections Curbs & Sidewalks Finished Roads Sewers & Watermains Seeding/Sodding Street Lighting	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00	\$0.00	\$153,241.00	\$153,241.00
TOTALS:				\$38,698.64	\$0.00	\$38,698.64	\$704,031.41	\$742,730.05

• OVERSIZING EXPENDITURES are Non-Recoverable  
• 0.3 METRE RESERVE EXPENDITURES are Fully Recoverable

Schedule "A"

# PROPOSED SUBDIVISION



## LOCATION PLAN

## "BATTLEBRIDGE SUBDIVISION - PHASE 3, HAMILTON

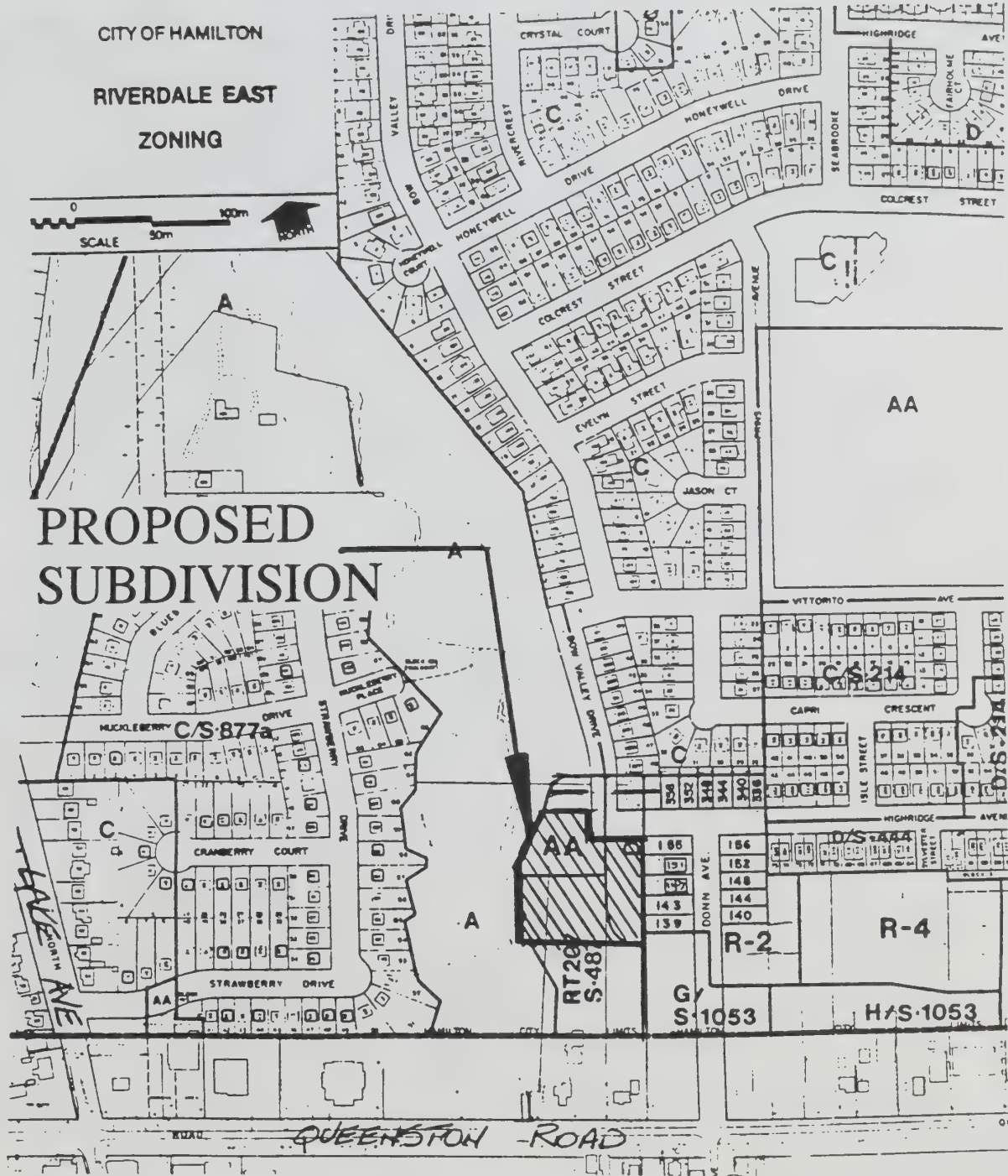
CITY OF HAMILTON

RIVERDALE EAST

ZONING

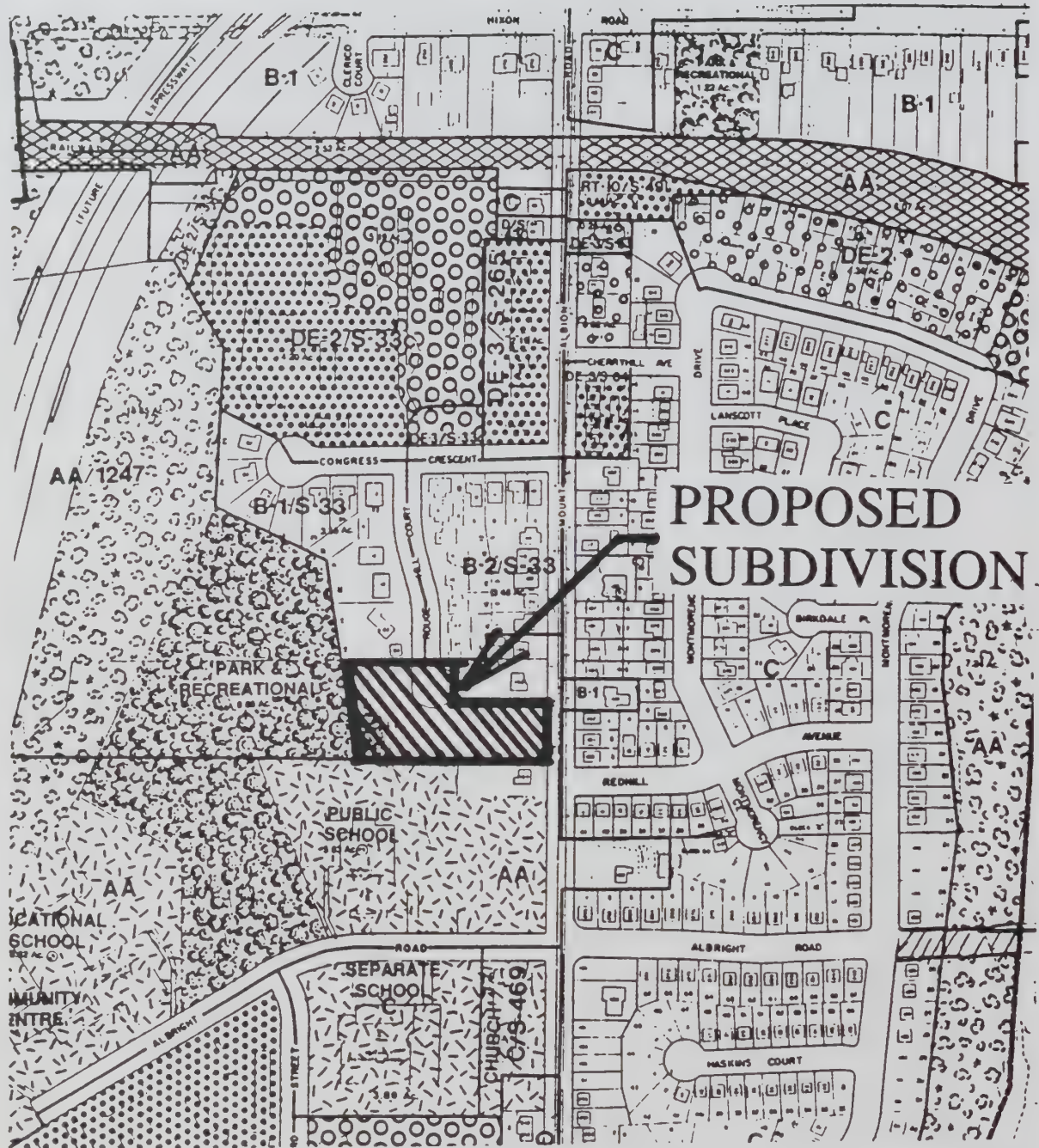


# PROPOSED SUBDIVISION



LOCATION PLAN

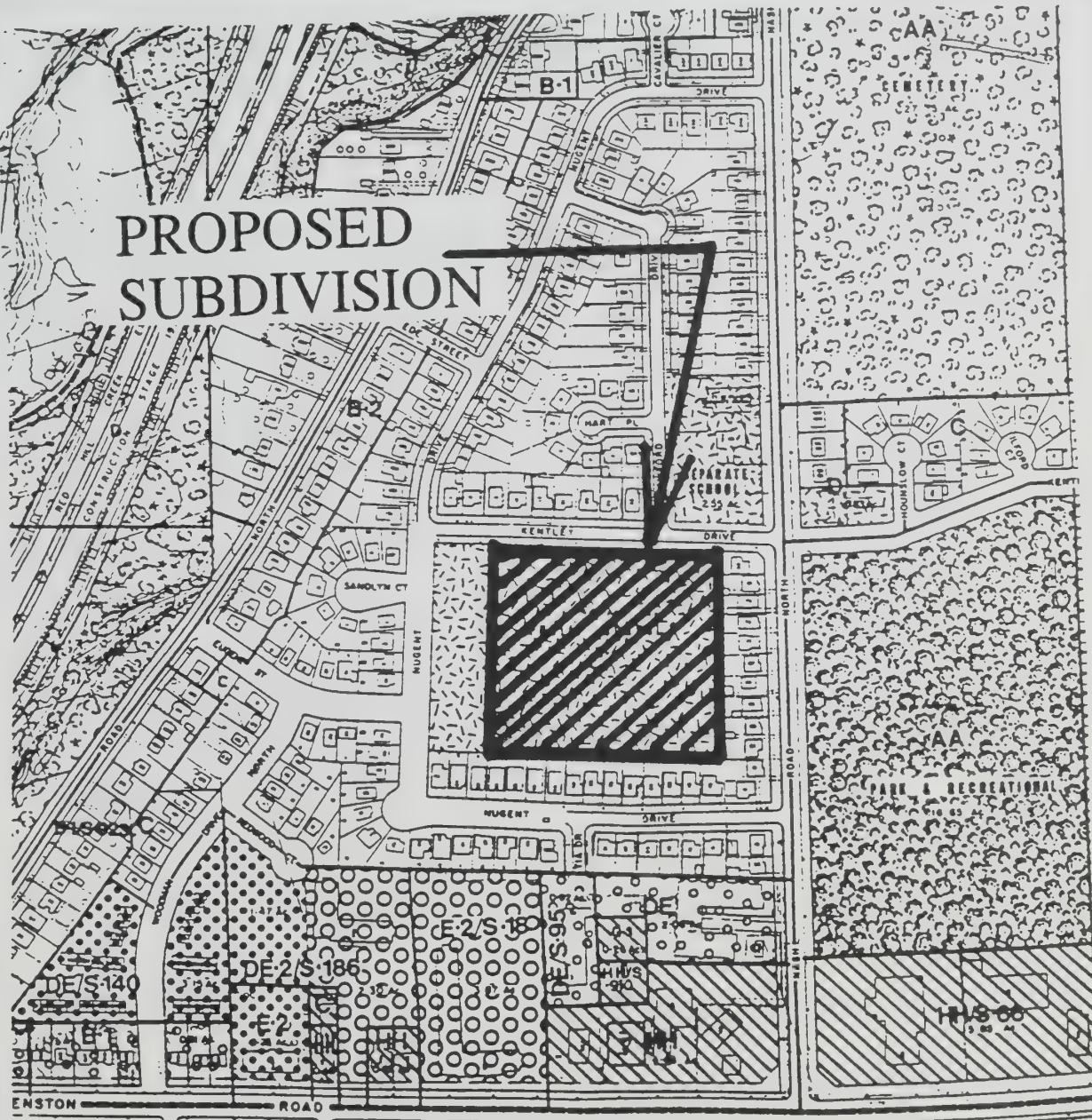
"BOW VALLEY ESTATES", HAMILTON



LOCATION PLAN

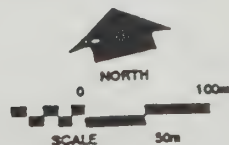
"KEMP ESTATES", HAMILTON

# PROPOSED SUBDIVISION



CITY OF HAMILTON  
Planning Department

KENTLEY  
APPROVED PLAN



LOCATION PLAN

"KENTLEY LANE", HAMILTON



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

D.  
(ii)

**DATE:** 1996 April 26

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

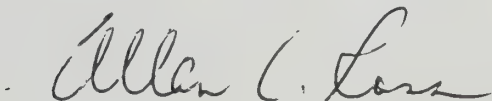
**SUBJECT:** Authorization to enter into extension agreements on  
specific properties for the payment of realty tax arrears

**RECOMMENDATION:**

- 1) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on June 28, 1994:

1059 Cannon East	27 Stella
1521 Upper Ottawa #3	1521 Upper Ottawa #7
58 East South	157 Clifton Downs
295 Locke South	25 West South
61 East South	37 Kenilworth North

- 2) That the attached by-law to authorize the said Extension Agreements be enacted by Council.
- 3) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The execution of the by-law and agreements, where required, will defer the City's right to sell the lands for tax arrears for a maximum period of 24 months; however, the City will be in receipt of regular monthly payments towards current and prior years arrears over the term of the agreements.

## **BACKGROUND:**

Section 8 of the Municipal Tax Sales Act provides that the municipality, by a by-law passed after the registration of the tax arrears certificate and before the expiry of the one-year period for redemption, may authorize an extension agreement with the owner of the land extending the period in which the cancellation price is to be paid. On June 28, 1994, in accordance with this legislation, Council approved a policy authorizing the City to enter into extension agreements with taxpayers providing certain conditions were met.

The owner of a property which has been registered for tax arrears may request the City to consider an extension agreement at any time up to and including the final day on which the redemption period expires. Administratively, there may not be sufficient time to obtain the necessary Council approval of the by-law prior to this deadline. Accordingly, staff are requesting advance authorization for the City to enter into extension agreements, if necessary, with the owners of the above specific properties providing they meet the conditions outlined in the policy adopted by Council on June 28, 1994.

In certain instances when all of the conditions in the extension agreement policy are not met the Treasurer should be allowed the latitude to recommend an extension agreement be entered into if it is deemed to be in the best financial interest of the municipality. Under these circumstances a separate report would be provided to the Committee for deliberation and approval.

During the initial months of this repayment option it has been ascertained that operational time constraints, e.g. writing of reports, council approvals, make it necessary to have the authorization to enter into these extension agreements pre-approved. Accordingly, in the month that the legislated final notices for the tax registration process are mailed out (280 days from the registration date), a listing of all those properties for which the owners may wish to enter into an extension agreement will be forwarded to Committee and Council for approval. Owners who show an interest in entering into an extension agreement with the City prior to the mailing of the final notices, will be added to the monthly reports as required.

/TAB

**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

A)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	1059 CANNON STREET EAST 25 18 040 283 52580 PLAN 419 PT LOT 13 AUGUST 9TH 1995 VM215033 AUGUST 9TH 1996	<b>\$7,806.76</b>
B)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	27 STELLA COURT 25 18 081 073 06048 PLAN M223 LOT 31 AUGUST 22ND 1995 LT387406 AUGUST 22ND 1996	<b>\$22,360.48</b>
C)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	1521 UPPER OTTAWA STREET 25 18 060 721 03936 WENT CONDO PLAN 146 LEV 1 UNIT 3 AUGUST 22ND 1995 LT387407 AUGUST 22ND 1996	<b>\$15,194.98</b>
D)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	1521 UPPER OTTAWA STREET 25 18 060 721 03948 WENT CONDO PLAN 146 LEV 1 UNIT 7 AUGUST 22ND 1995 LT387408 AUGUST 22ND 1996	<b>\$15,773.72</b>
E)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	58 EAST AVENUE SOUTH 25 18 030 203 00070 PLAN 223 LOT 127 AUGUST 22ND 1995 VM215765 AUGUST 22ND 1996	<b>\$27,807.94</b>
F)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	157 CLIFTON DOWNS ROAD 25 18 081 021 03265 PLAN M29 LOT 94 AUGUST 22ND 1995 LT387410 AUGUST 22ND 1996	<b>\$15,936.44</b>
G)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	295 LOCKE STREET SOUTH 25 18 010 092 05520 PLAN 187 PT LOT 24 AUGUST 22ND 1995 VM215767 AUGUST 22ND 1996	<b>\$15,091.80</b>
H)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	25 WEST AVENUE SOUTH 25 18 030 202 01330 PLAN.223 LOT 59 AUGUST 22ND 1995 VM215766 AUGUST 22ND 1996	<b>\$29,304.67</b>
I)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	61 EAST AVENUE SOUTH 25 18 030 203 01690 PLAN 223 LOT 131 AUGUST 22ND 1995 VM215764 AUGUST 22ND 1996	<b>\$30,129.19</b>

SCHEDULE "A"  
EXTENSION AGREEMENTS

J)	PROPERTY ADDRESS	37 KENILWORTH AVENUE NORTH	
	SERIAL NUMBER	25 18 040 313 08310	
	BRIEF LEGAL DESCRIPTION	PLAN 522 LOT 25	
	DATE OF REGISTRATION	AUGUST 29TH 1995	
	INST # OF TAX ARREARS CERTIFICATE	VM216192	
	REDEMPTION DATE	AUGUST 29TH 1996	
	TOTAL ARREARS		\$30,826.71

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96-**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
  - (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
  - (c) that any person may pay the Cancellation Price at any time.
  - (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
  - (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.
3. As also provided in the Municipal Tax Sales Act,
- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
  - (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

**PASSED this                      day of                      1996, A.D.,**

**CITY CLERK**

**MAYOR**

E. (i)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 April 24

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. G. Hindson, P.Eng.  
Director of Information Systems

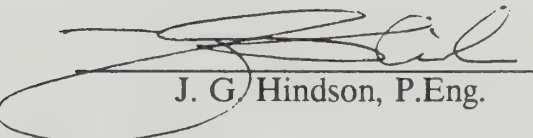
**SUBJECT:** Renewal of IBM Computer Maintenance Schedule (INF  
96-145)

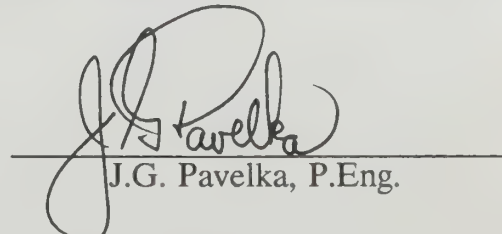
**RECOMMENDATION:**

- a) That maintenance for IBM computer equipment be authorized for payment to IBM Canada Ltd. (as the sole acceptable supplier) based on the following monthly rates (PST and GST extra):

Account #	Description	Amount
CH 57101 26020	Equipment Repair (Central Processing)	\$1,860/month
CH 57101 26014	Equipment Repair (Disk & Tape)	\$5,215/month
CH 57101 26016	Equipment Repair (Host Printing)	\$ 575/month
CH 57101 26025	Equipment Repair (Data Entry)	\$ 176/month

- b) That the maintenance schedule be in effect for a 36 month period, starting 1996 July 1, with options for termination or upon 30 days notice, subject to any discount penalties that may apply.
- c) That annual increases in maintenance costs in 1997 and 1998 be permitted provided that they do not exceed the increase in the Consumer Price Index or inflation.

  
J. G. Hindson, P.Eng.

  
J.G. Pavelka, P.Eng.

## **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Maintenance costs will be reduced by approximately \$17,500 per year when the 27% discount rate is applied and maintenance is renewed for a 36 month period. The current discount rate is 17%.

## **BACKGROUND:**

The City of Hamilton currently operates an IBM mainframe computer system that is maintained by IBM Canada Ltd.

We have been reviewing maintenance alternatives and options on an on-going basis with a view to further reductions in cost, wherever possible. In some cases, we have reverted to "pay-as-you-go" maintenance; in other cases, for equipment nearing obsolescence, maintenance has been terminated altogether.

However, to ensure the ongoing processing of essential business systems (e.g. Social Services, taxation and payroll), 24 hour maintenance services are required on the mainframe computer and peripheral devices. We are currently receiving a 17% discount on IBM host equipment and can access a higher (27%) discount if we enter into a 36 month maintenance agreement with early cancellation penalty clauses. Accessing the 27% discount will reduce current maintenance costs by approximately \$17,500 per year.

IBM is the only acceptable supplier of equipment maintenance services to IBM equipment in this area at this time.

The penalties for early cancellation of the maintenance contract are variable depending on the circumstances. Penalties are generally invoked if the 36 month maintenance contract period is broken. In reviewing the likelihood of the penalties being invoked vs the savings of the higher discount rate, accessing the higher (27%) discount rate is recommended.

E. (ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 April 24

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance & Administration Committee

**FROM:** Mr. J. G. Hindson, P.Eng.  
Director of Information Systems

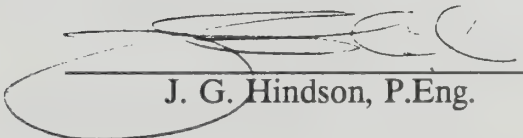
**SUBJECT:** Payment of monthly IBM Software Licence Invoices  
(INF 96-146)

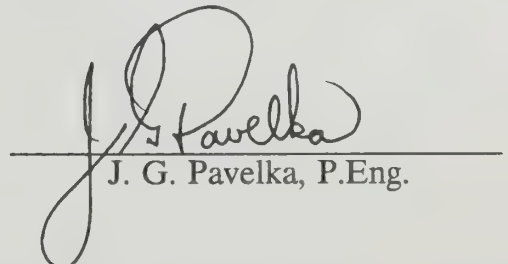
**RECOMMENDATION:**

- a) That the monthly operating licence fees for IBM operating system and related software be authorized for payment to IBM Canada Ltd. for the term of Council based on the current monthly rates as follows (PST and GST extra):

Account #	Description	Monthly Amount
CH 56005-26020	CPU Software	\$ 27,400/month
CH 56005-26022	Software (Communications)	\$ 8,120/month
CH 56099-26021	Software (Business Systems)	\$ 2,335/month

- b) That the software schedule in the licence agreement include a provision that any software may be cancelled, at any time, with 30 days notice.
- c) That annual increases in software maintenance costs in 1997 be permitted provided that they do not exceed the increase in the Consumer Price Index or inflation.

  
J. G. Hindson, P.Eng.

  
J. G. Pavelka, P.Eng.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

***BACKGROUND:***

The City of Hamilton currently operates an IBM mainframe computer system that performs the major business functions for both the City of Hamilton and the Region of Hamilton-Wentworth including large systems such as Taxation, Payroll/Personnel, Financial, Social Services, Metered Water, and many others. The IBM software includes the basic operating systems and software to support all host-based computer applications.

Under the terms of the software agreement, each licensee of software products pays an annual maintenance fee for the software. The software maintenance fees entitle each user to software enhancements and upgrades, at no additional cost; software problem bulletins; and, in particular, provides for 24 hour support for the software to assist with any difficulties or problems encountered.

IBM is the only supplier for operating systems software for IBM mainframe computers.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

F. (i)  
APR 26 1996

**DATE:** 1996 April 15

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** Replacement of two (2) Street Sweepers  
Units 9568 and 9569, Fleet Services

**RECOMMENDATION:**

That a purchase order be issued to Neovac Ltd., Markham, in the amount of \$269,775.18, including trade-in and all applicable taxes, for the replacement of two (2) Street Sweepers units #9568 and 9569 for Fleet Services, being the lowest total acquisition cost of six proposals received in accordance with specifications issued by Purchasing and Vendor's proposal, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101.

*D. Lobo*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This vehicle acquisition is for the replacement of existing equipment through the 1995 Fleet Services vehicle replacement programme, as approved by City Council on January 31, 1995. The capital acquisition costs are carried within the Reserve for Mobile Equipment Account.

**BACKGROUND: Proposal Analysis**

Neovac Ltd., Markham	\$269,775.18 (Bid C)
Neovac Ltd., Markham	298,903.66 (Bid B)
Neovac Ltd., Markham	314,142.90 (Bid A)
V Quip, Burlington	328,244.94
Champion Road Machinery, Brampton	331,202.00
Joe Johnson Equipment, Barrie	352,227.10

This proposal was advertised and five known suppliers of this product were notified. Four responded and one did not reply.

These vehicles will replace existing equipment rendered obsolete by the criteria established within the vehicle replacement programme. Therefore, there will be no increase in the fleet complement.



DM/DL

cc: C. Guthro, Manager of Fleet Services  
J. Avery, Assistant to Manager, Purchasing  
D. Manningham, Vehicle Acquisition Officer  
L. Barker, Administrative Co-ordinator

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

F. (ii)

**DATE:** 1996 April 26

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** Replacement of Two (2) Double Drum Rollers  
Units 9724 and 9726, Fleet Services

**RECOMMENDATION:**

That a purchase order be issued to Battlefield Equipment Rentals in the amount of \$63,675.50, including all applicable taxes, for the replacement of two (2) Double Drum Rollers units 9724 and 9726 for Fleet Services, being the lowest total acquisition cost of two tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This vehicle acquisition is for the replacement of existing equipment through the 1996 Fleet Services vehicle replacement programme, as approved by City Council on January 30, 1996. The capital acquisition costs are carried within the Reserve for Mobile Equipment Account.

Continued.....

**BACKGROUND: Tender Analysis**

Battlefield Equipment Rentals, Stoney Creek	\$63,675.50
Barton Equipment Rentals, Hamilton	75,865.50

This tender was advertised and five suppliers were notified. Two responded and three did not reply.

These vehicles will replace existing equipment rendered obsolete by the criteria established within the vehicle replacement programme. Units being replaced will be disposed of at a future auction.

This purchase will not increase the Fleet complement.

DM/DL

cc: C. Guthro, Manager of Fleet Services  
C. Rendell, Senior Buyer Purchasing  
D. Manningham, Vehicle Acquisition Officer  
L. Barker, Administrative Co-ordinator

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

F. (iii)

**DATE:** 1996 April 25

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** Purchase of Seven (7) Compact Cars, City Garage

**RECOMMENDATION:**

That a purchase order be issued to Nethercott Chevrolet Oldsmobile Ltd. in the amount of \$102,460.40, all applicable taxes included, for the purchase of Seven (7) Compact Cars for City Garage, being the lowest of six tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X501 00101.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This vehicle acquisition is for the replacement of existing vehicles through the 1996 City Garage vehicle replacement programme, as approved by City Council on January 30, 1996. The capital acquisition costs are carried within the Reserve for Mobile Equipment Account.

**BACKGROUND:**

**Tender Analysis**

Nethercott Chev. Olds.	\$102,460.40
Hamilton Motor Products	110,548.35
Queenston Chev. Olds.	113,263.50
Robert Slessor Pontiac Buick	115,251.85
Johnston Motor Sales	123,004.00
Forbes Ford	145,374.95

This tender was advertised and six (6) suppliers bid.

These vehicles will replace existing vehicles rendered obsolete by the criteria established within the vehicle replacement programme. The existing vehicles will be sold at a future auction.

This purchase will not increase the City Garage fleet complement.



GDB

cc: C. Guthro, Manager of Fleet Services  
J. Avery, Assistant to Manager, Purchasing  
G. Di Bacco, Supervisor City Garage  
D. Manningham, Vehicle Acquisition Officer  
L. Barker, Administrative Co-ordinator

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

F. (iv)

**DATE:** 1996 April 25

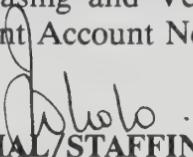
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** Purchase of Three (3) Mid-Size Cars, City Garage

**RECOMMENDATION:**

That a purchase order be issued to Nethercott Chevrolet Oldsmobile Ltd. in the amount of \$65,881.20, all applicable taxes included, for the purchase of Three (3) Mid-Size Cars for City Garage, being the lowest of six tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X501 00101.

  
**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This vehicle acquisition is for the replacement of existing vehicles through the 1996 City Garage vehicle replacement programme, as approved by City Council on January 30, 1996. The capital acquisition costs are carried within the Reserve for Mobile Equipment Account.

**BACKGROUND:**

**Tender Analysis**

Nethercott Chev. Olds.	\$65,881.20
Queenston Chev. Olds.	66,226.20
Hamilton Motor Products	67,264.65
Robert Slessor Pontiac Buick	69,852.15
Forbes Ford	71,001.00
Johnston Motor Sales	71,125.20

This tender was advertised and six (6) suppliers bid.

These vehicles will replace existing vehicles rendered obsolete by the criteria established within the vehicle replacement programme. The existing vehicles will be sold at a future auction.

This purchase will not increase the City Garage fleet complement.

GDB

cc: C. Guthro, Manager of Fleet Services  
J. Avery, Assistant to Manager, Purchasing  
G. Di Bacco, Supervisor City Garage  
D. Manningham, Vehicle Acquisition Officer  
L. Barker, Administrative Co-ordinator

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

F. (v)

**DATE:** 1996 April 26

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. D. Lobo  
Commissioner of Public Works and Traffic

**SUBJECT:** Replacement of One (1) Asphalt Spreader  
Unit 9696, Fleet Services

**RECOMMENDATION:**

That a purchase order be issued to Champion Road Machinery Sales Ltd., Brampton in the amount of \$226,320.00, including trade-in and all applicable taxes, for the replacement of one (1) Asphalt Spreader unit 9696 for Fleet Services, being the lowest total acquisition cost of two tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This vehicle acquisition is for the replacement of existing equipment through the 1996 Fleet Services vehicle replacement programme, as approved by City Council on January 30, 1996. The capital acquisition costs are carried within the Reserve for Mobile Equipment Account.

Continued.....

**BACKGROUND: Tender Analysis**

Champion Road Machinery Sales Ltd., Brampton	\$226,320.00
Mike Staub Equipment Inc., Ayr	271,400.00

This tender was advertised and five suppliers were notified. Two responded and three did not reply.

This vehicle will replace existing equipment rendered obsolete by the criteria established within the vehicle replacement programme.

This purchase will not increase the Fleet complement.

DM/DL

cc: C. Guthro, Manager of Fleet Services  
C. Rendell, Senior Buyer Purchasing  
D. Manningham, Vehicle Acquisition Officer  
L. Barker, Administrative Co-ordinator

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

G.

**DATE:** 1996 April 25

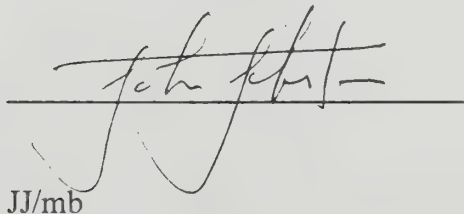
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** Appointments to and Terminations from Permanent  
Positions with the Corporation of the City of Hamilton (C-  
014-096)

**RECOMMENDATION:**

That the attached listing of Appointments to and Terminations from Permanent positions with the Corporation to 1996 April 26 be approved.



JJ/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

Attached.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Timothy Boychuk	I	Lieutenant (C7)	Fire	Replacing Mr. J. Doyle – promoted February 11/96	\$57,934.32	March 24/96
Mr. Robert Kimball	I	Lieutenant (C7)	Fire	Replacing Mr. P. Galinis – promoted February 11/96	\$57,934.32	March 24/96
Mr. John Kossup	I	Lieutenant (C7)	Fire	Replacing Mr. P. Gallacher – promoted February 11/96	\$57,934.32	March 24/96
Mr. F. Krestynski	I	Lieutenant (C7)	Fire	Replacing Mr. K. Knoflook – promoted February 11/96	\$57,934.32	March 24/96
Mr. John Lawson	I	Lieutenant (C7)	Fire	Replacing Mr. W. Melnyk – promoted February 11/96	\$57,934.32	March 24/96

Prepared April 26, 1996

Status --  
Internal – I  
External – E

# THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Russell Lloyd	I	Lieutenant (C7)	Fire	Replacing Mr. F. Reading – promoted February 11/96	\$57,934.32	March 24/96
Mr. David Louth	I	Lieutenant (C7)	Fire	Replacing Mr. B. Schweitzer – promoted February 11/96	\$57,934.32	March 24/96
Mr. Randall Moss	I	Lieutenant (C7)	Fire	Replacing Mr. B. Stark – promoted February 11/96	\$57,934.32	March 24/96
Mr. Terrence O'Brien	I	Lieutenant (C7)	Fire	Replacing Mr. S. Sunesen – promoted February 11/96	\$57,934.32	March 24/96

Prepared April 26, 1996

Status –
Internal – I
External – E

THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. George Dans	Parking Control Officer	Public Works & Traffic	Retired	11 years 8 months	March 29/96

Prepared April 26, 1996

Glossary of Terms	
Terminated -- long term disability -- discharge -- downsizing -- redundant	Resigned -- personal betterment -- personal reasons

P

# THE PARKING AUTHORITY OF THE CITY OF HAMILTON

PETER G. BAKER  
GENERAL MANAGER

ALDERMAN VINCE AGRO

ALDERMAN FRANK D'AMICO

ALDERMAN TERRY ANDERSON

## INFORMATION REPORT

DATE: April 19, 1996

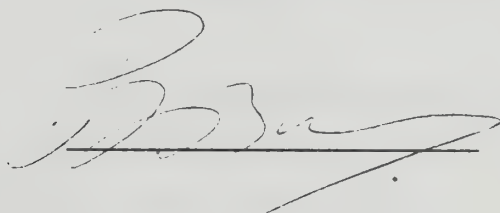
REPORT TO: Susan Reeder, Secretary  
Finance and Administration Committee

FROM: Peter G. Baker, General Manager  
The Parking Authority of the City of Hamilton

H.

SUBJECT: Completed Capital Projects--**Parking Authority**

The projects shown on the attached listing have been completed and are to be closed, with the excess financing returned to the original funding source.



c.c. Allan Ross  
Treasurer  
Attention: G. Keith  
Accounting

## Recommendation to Close CF Accounts

That the City Treasurer be directed to close the following capital project account(s) with any excess funding to be transferred to its original source of financing:

Centre Number	Project Description	Authorized Gross Cost	Total Expenditure	Excess Financing
909145002	DEMOLITION & SITE PREPARATION	275,000.	274,971.14	28.86
909145004	STUDY & DESIGN - EXISTING/ FUTURE PARKING	50,000	49,616.07	383.93
909245004	DEMOLITION & SITE PREPARATION	100,000	99,286.72	713.28
909345007	UPGRADING OF EXISTING FACILITIES	300,000.	300,000.00	0
909345009	STUDY & DESIGN - EXISTING/ FUTURE PROJECTS	50,000	49,466.70	533.30
909445011	UPGRADING EXISTING FACILITIES	100,000.	99,846.35	153.65

Authorized by: \_\_\_\_\_

Date: \_\_\_\_\_

Please forward completed form to Treasury Department, attention of Grant Keith.

**CITY OF HAMILTON**  
**-RECOMMENDATION-**

I .

**DATE:** 1996 May 3rd

**REPORT TO:** Alderman B. Charters, Chairman & Members,  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary,  
Finance and Administration Committee

**SUBJECT:** Information Items

**RECOMMENDATION:**

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Correspondence - Director of Property - Real Estate Division of the Property Department - Services to the Region for the first quarter of 1996 - letter dated 1996 April 15th
- (b) Correspondence - General Manager, Creative Arts Inc. - interest to participate in workfare - letter dated 1996 April 15th
- (c) Information Report - Chief Administrative Officer, Commissioner of Human Resources, Fire Chief - 1996-1997 Firefighter Recruitment Program Update - report dated 1996 April 25th
- (d) Information Report - City Clerk - Lap Dancing - report dated 1996 April 29th

*Susan K. Reeder*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

The above-noted documents have been sent out to members of the Committee and the applicable staff for information purposes, and are being formally presented to the Committee in order to be officially received. Approval of this recommendation to receive these documents will ensure that the circulation procedure followed for these matters is recorded.





**NOTICE OF MEETING**

**FINANCE AND ADMINISTRATION COMMITTEE**

**Tuesday, 1996 May 21**

**1:30 o'clock p.m.**

**Room 233, City Hall**

*Susan K. Reeder.*  
**Susan K. Reeder, Secretary**

**Finance and Administration Committee**

**A G E N D A**

**1. IN CAMERA AGENDA**

**2. CONSENT AGENDA**

**3. FIRE CHIEF**

(a) Purchase of Three (3) Class "A" Triple Combination Pumpers

(b) Update - Master Fire Plan (no copy)

**4. TREASURER**

(a) 1995 Financial Statements

(b) Property Tax Relief - Royal Hamilton Light Infantry Veterans Association

(c) Information Report - Farming of Vacant Land - Tax Implications (copy to follow)

**5. DIRECTOR OF PROPERTY/CHIEF ADMINISTRATIVE OFFICER**

Installation of Servicing - 817 and 821 Stone Church Road East (formerly Leaway Avenue)

**6. TREASURER/CITY SOLICITOR**

Requested Information Report - Options Regarding Downtown Taxes



7. **REFERRAL FROM CITY COUNCIL**

- (a) Fees - Downtown Redevelopment
- (b) Street Vendor at King and James Street
  - (i) Report - Commissioner of Public Works and Traffic - Street Vendor on north side of King, east of James

8. **TAXI ADVISORY COMMITTEE**

Licence Fee Increases - Taxi and Livery

9. **CITY CLERK**

- (a) Sesquicentennial Commemorative Section - Spectator
- (b) Licence Fee Increases - Taxi and Livery

10. **OTHER BUSINESS**

11. **ADJOURNMENT**



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

3. (a.)

**DATE:** 1996 May 13

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** G. H. Smith  
Fire Chief

**SUBJECT:** Purchase of Three (3) Class "A" Triple Combination  
Pumpers

**RECOMMENDATION:**

- (a) That a purchase order be issued to KME Fire Apparatus / Code 4 Fire & Rescue Inc., Mississauga, Ontario, in the amount of \$1,237,822.03 including all applicable taxes, for the supply and delivery of three (3) class "A" triple combination pumpers in accordance with the specifications issued by the Purchasing Division and the vendor's tender; and,
- (b) That this expenditure be financed through Capital Account CF 5534 489651026 - Fire Vehicle / Apparatus Replacement; and,
- (c) That the Mayor and the City Clerk be authorized and directed to execute the above mentioned contract in a form satisfactory to the City Solicitor.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

All purchasing policies and procedures have been followed and this recommendation is endorsed by the Purchasing Division.

This purchase is to be charged to capital budget account CF 5534 489651026 - Fire Vehicle / Apparatus Replacement. The amount shown in the recommendation includes 7% G.S.T.; after the G.S.T. rebate the cost is \$1,191,548.31. The approved budget for this purchase is \$1,200,000.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS: - continued**

The final cost to the City will be further reduced by sale proceeds of the three vehicles being replaced. Previously, two pumpers were sold for \$43,100 and \$40,000 respectively.

***BACKGROUND:***

The Request For Tender was advertised. Six tender documents were picked up by potential suppliers. Three bids were returned consisting of one complete acceptable bid and two companies indicating that they were unable to bid at this time.

GHS/JMC/RDJ/so

cc A. Ross, City Treasurer

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

4. (a.)

**DATE:** 1996 May 8

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** 1995 Financial Report

**RECOMMENDATION:**

- a) That the 1995 Financial Report (attached) be approved.
- b) That the City Treasurer publish the required 1995 Financial Information, based on the audited Report, in the Hamilton Spectator within the next 60 Days.

*Allan C. Ross*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

Annually the Treasurer is required to prepare and present to Council a Financial Report of the municipality. The attached report has been prepared by management and audited by the city's external auditors.

Financial Highlights:

The Consolidated Financial Statements of the City of Hamilton (City) are the representation of management and are prepared in accordance with the accounting policies prescribed for Ontario Municipalities by the Ministry of Municipal Affairs as set forth in the Municipal Financial Reporting Handbook. The Statements have been audited by the MacGillivray Partners, Chartered Accountants. They have provided an opinion, free of any qualifications, that these statements present fairly, in all material respects, the financial position of the City as at December 31, 1995. The following is a brief outline of each statement:

## **1. Consolidated Financial Statements.**

The consolidated statements reflect the assets, liabilities, sources of financing and expenditures of the current fund, capital fund, reserve and reserve funds and include the activities of all committees of Council and all boards and municipal enterprises which are under the control of City Council (see note 1 to Consolidated Financial Statements).

The current fund reported a surplus of \$4.2 million prior to being appropriated to various reserves. These appropriations were approved by City Council prior to closing the 1995 City books.

The capital fund has moved from being in an over financed position in 1994 to an under financed position in 1995. This is the result of not having a debenture issue in 1995. Capital spending is therefore financed on an interim basis by using the City reserves until the debentures are issued by the Region.

Although the reserve and reserve funds have increased by approximately \$8.4 million the contractual obligations and contingent liabilities have increased considerably since 1994 (see note 13 to the consolidated financial statements). The most drastic change is the result of the unfunded liability for the Workers' Compensation which has now been quantified by an actuarial evaluation completed in 1995.

The City is a Schedule II employer and is therefore self-insured for the costs incurred by our workers' for injuries in the workplace. Although a reserve was set up for the liabilities of prior years injuries the extent of the liability had not been quantified until 1995. It is apparent that the current reserve is considerably lower than the actuarial liability. Treasury staff are currently preparing a multi-year funding plan to present to the F&A Committee and Council for approval in 1996. This will be presented as part of the reserve & reserve fund report currently scheduled for the June meeting.

## **2. Trust Funds**

Trust funds and their related operations, administered by the City, are not consolidated but reported separately on the Trust Fund Statement of Continuity and Balance Sheet. A separate audit and opinion is provided by the Auditors.

The major change from the prior year is the discontinuation of the Ontario Home Renewal Program (O.H.R.P.) by the Province. All funds that had not been loaned when the program was discontinued were returned to the Province. Annual repayments on outstanding loans are still being administered by the City Treasury for an administrative fee. Future repayments will be returned to the Province on an annual basis.

**3. The Hamilton Entertainment and Convention Facilities Inc. (H.E.C.F.I.)**

Although the HECFI financial information is included in the Consolidated Financial Statements they are also prepared separately, by the management at HECFI, and audited by MacGillivray Partners. As approved by City Council the excess of revenue over expense was transferred to the appropriate HECFI capital and current reserves (see HECFI's Note 7).

**4. The Hamilton Public Library Board (H.P.L.)**

As with HECFI the Hamilton Public Library financial information is included in the Consolidated Financial Statements and are also prepared separately, by management at HPL and audited by MacGillivray Partners. The excess of revenue over expense of \$206,000. has been transferred to a reserve fund for the Library. This is in accordance with City Council policy.

**5. The Parking Authority of the City of Hamilton**

The financial information of the Parking Authority is also included in the Consolidated Financial Statements and prepared separately by the Authority's management and audited by MacGillivray Partners. The excess of expense over revenue for the operations was \$277,000. In addition the loan repayment for the year of \$1.092 million increased the loss to \$1.369 million for 1995. The loss was proportionately charged to the reserve and the Province of Ontario for its share of the underground parking at the Convention Centre.

Other Financial Reports, such as the Business Improvement Areas (pages 52 to 87), the Hamilton and Scourge Foundation Inc. (pages 88 to 90), Hamilton Housing Company Limited (pages 91 to 97), The Hamilton Municipal Retirement Fund (pages 98 to 105),

Hamilton Hydro (pages 106 to 114), Municipal Non-Profit (Hamilton) Housing Corporation (pages 115 to 124) are also included in the Financial Report for 1995. All of these are prepared by the management of the various organizations and audited by MacGillivray Partners, Chartered Accountants.

Mr. Wm. M. Cashion, the partner responsible for the City audit, will be present at the meeting should any committee member have any questions with respect to the audit. The annual management letter will be presented to the Committee and Council in June.

In conclusion , I would like to take this opportunity to express my appreciation for the excellent effort and co-operation of Mr. M. B. Chandrashekar, Supervisor of Accounting and his staff for co-ordination and preparation of the Financial Report, Mr. J. Leuser, Director of Finance & Administration at HECFI and Mr. B. Guise, Administrator at the Hamilton Library, for the preparation of their respective statements and Mr. Wm. M. Cashion and Mr. L. Celli of MacGillivray Partners for their professional manner in which they have conducted this audit.

CM  
Attachments

**CITY OF HAMILTON**

**- RECOMMENDATION -**

4. (b.)

**DATE:** 1996 May 13

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Royal Hamilton Light Infantry Veterans Association  
Property Tax Relief

**RECOMMENDATION:**

- a) That the request for Property Tax relief from the Royal Hamilton Light Infantry Veterans Association for 1994 and 1993 in accordance with the Policy on Tax exemption for Veteran's Associations adopted by City Council September 29, 1981, be approved in the total amount of \$10,165.20;
- b) that this exemption be charged to account CH 53319 24102 Property Tax Relief as an approved overdraft of this account;
- c) and that this exemption reflects the first and second years of ten years that the policy allows for this exemption and will require applications for future years on a yearly and per need basis.

*Allan C. Ross*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The policy on Tax Exemption for Veterans' Associations allows for relief to the Associations as the lesser amount of the Municipal portion only of property taxes or the amount of the organizations operational loss before depreciation. In this case the amount would be \$6,618.20 for 1994 reflecting the Municipal portion of the 1994 taxes and \$3,547.00 for 1993 representing the operational loss before depreciation. This amount has not been budgeted for within this account given the time of the request (post budget approval) and that these requests are received on an ad-hoc basis. Accordingly, it is recommended that this account have an approved overdraft position which should be offset with surpluses yet to be identified within the financial accounts.

## BACKGROUND:

A policy on Tax Exemptions for Veterans' Associations was adopted by City Council September 29, 1981 and amended effective January 1, 1988 and states the following:

"That Veterans' Clubs be permitted to submit applications for tax exemptions on a year to year basis within the provisions of the Municipal Act and that these applications be considered on the basis of information in the financial statements and that the amount of the tax exemption, if granted, shall be the lesser of the actual operating deficit (excluding any amount for depreciation of buildings included in the operating results) or the municipal portion of the taxes."

## DISCUSSION:

Treasury staff have met with a delegation from the Royal Hamilton Light Infantry Veterans Association requesting consideration of Property Tax relief. A formal request for this property tax relief has been received and is attached. During the discussion of this request, reference was made to a policy which allows assistance to Veterans' Associations. This Veterans Association has never accessed the policy for exemption. The policy allows for these exemptions for a period of ten years. This would be the first and second years of exemptions. The audited financial statements supplied by the RHLI Veterans Association are for the years ending December 31, 1995, 1994, 1993, and 1992. The financial statements indicated that there were operational losses before depreciation for 1994 and 1993 - see summary below.

	1995	1994	1993	1992
Audited Financial Statements				
Surplus (Deficit)	(\$20,989)	(\$37,294)	(\$37,501)	\$ 395
Add: Depreciation	<u>\$25,021</u>	<u>\$28,518</u>	<u>\$33,954</u>	<u>\$33,894</u>
Adjusted Surplus (Deficit)	<u>\$ 4,032</u>	<u>(\$ 8,776)</u>	<u>(\$ 3,547)</u>	<u>\$34,289</u>
City's Share of Taxes	<u>\$ 6,676</u>	<u>\$ 6,618</u>	<u>\$ 6,618</u>	<u>\$ 6,513</u>
Eligible Amount of Relief (Lesser amount of adjusted deficit or City's share of taxes)	<u>\$0</u>	<u>\$ 6,618</u>	<u>\$ 3,547</u>	<u>\$0</u>

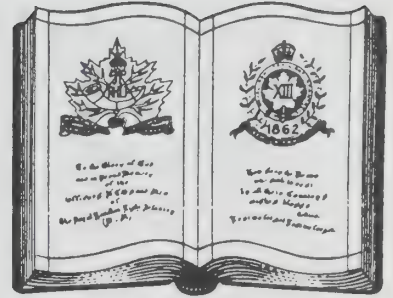
As indicated above the RHLI Veterans Association would only be eligible for funding for 1994 and 1993. Applying the policy the exemption for 1994 would be the amount of the Municipal portion of the taxes being \$6,618.20 and for 1993 would be the operating loss before depreciation for a total relief of \$10,165.20.

cc Royal Hamilton Light Infantry Veterans Association, Attention: Michael Roach



*Royal Hamilton Light Infantry  
Veterans Association*

CANADIAN CORPS UNIT 57  
1353 BARTON STREET EAST  
HAMILTON, ONTARIO  
L8H 2W2



May 2nd 1996

Mr. Kevin Beatty,  
Taxation Department,  
City Hall,  
71 Main Street West,  
HAMILTON, Ontario.

Dear Sir,

Further to our recent conversation we would hereby apply for Realty Tax relief for the R.H.L.I. Veterans Association, Unit 57 Canadian Corps. This is for the taxation years 1992 inclusive to 1995.

Thank you for your consideration in this matter.

Yours truly

J.M. Roach,  
1st Vice-President.



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

5.

**DATE:** 1996 May 13

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

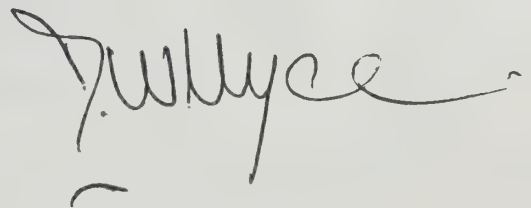
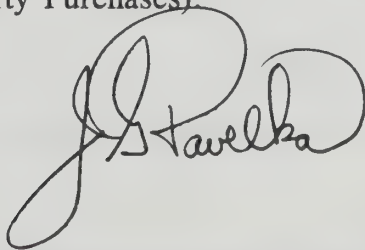
**FROM:** J. G. Pavelka, P. Eng.  
Chief Administrative Officer

D. W. Vyce  
Director of Property

**SUBJECT:** Installation of Servicing  
817 and 821 Stone Church Road East  
(formerly Leaway Avenue)

**RECOMMENDATION:**

- a) That Bot Construction Limited be authorized to proceed with the installation of sanitary and water servicing to the lot line of 817 and 821 Stone Church Road East, at a cost not to exceed \$23,000 be approved; and,
- b) That the estimated cost of \$23,000 to extend sanitary and water servicing to the lot line of 817 and 821 Stone Church Road East be charged to Account Centre 00102 (Reserve for Property Purchases).



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The net proceeds of the sale of the two residential lots after the above expenditure of funds for servicing is estimated to be in the range of \$27,000 to \$37,000 which will be credited back to Account Centre 00102 (Reserve for Property Purchases).

## BACKGROUND:

Regional Contract RHW-95-38, awarded to Bot Construction Limited, provides for the reconstruction and widening of Stone Church Road East from Upper Wentworth Street to Upper Gage Avenue. The City owns two residential lots, municipally known as 817 and 821 Stone Church Road East, created by closing Leaway Avenue road allowance, which are situated on the north side of Stone Church Road in the contract area. This is a request to advance the funding to permit the extension of servicing to each lot line, therefore permitting the installation of the servicing to be done simultaneously with the road reconstruction. Including the installation of the servicing as part of the reconstruction contract is more economical and will eliminate the need for future road cuts on the newly surfaced road. This expenditure will be realized in the proceeds of the sale of the two residential lots.

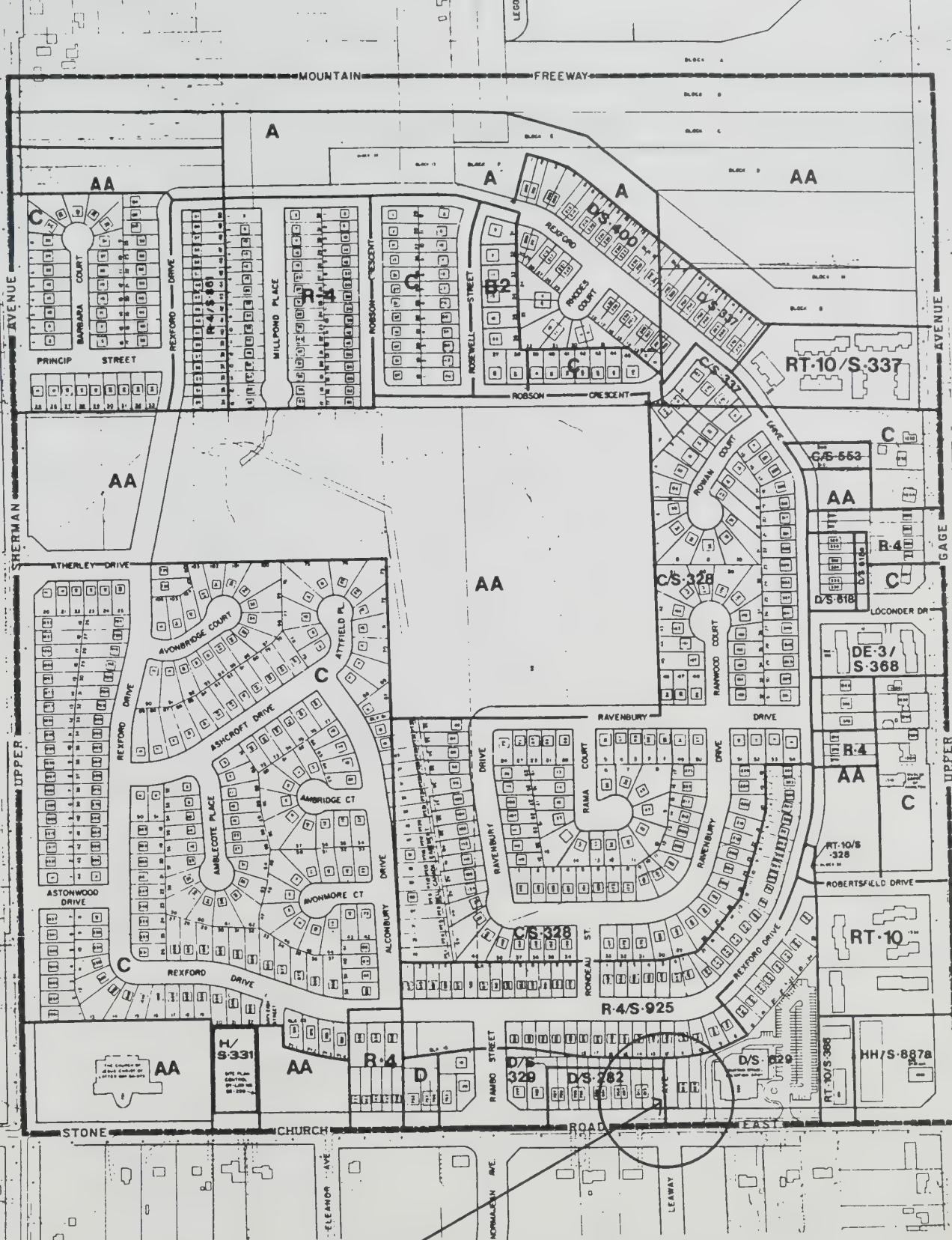
The subject road allowance, formerly Leaway Drive, was closed by Judge's Order registered on title 1993 July 29 as Instrument No. 160037. Minor variances were approved in order to create two single family residential lots each lot having a width of a least 10.05 metres.

On 1995 March 14, City Council adopted Item 6 of the 8th Report of the Finance and Administration Committee declaring the property surplus to the requirements of the City in accordance with the Realty Sales Procedural By-law 95-049.

Upon the completion of the Stone Church Road East reconstruction, in the vicinity of the subject, the two residential lots will be advertised for sale by tender, and the proceeds will be credited back to the reserve for property purchases account.

REL\nw

c.c.        P. Noé Johnson, City Solicitor  
              A. Ross, Treasurer  
              Attention: N. R. Adhya, Manager of Budgets  
              L. King, Building Commissioner  
              T.G. Evans, Project Manager, Construction, Roads Department



Subject Property

130	96	11
118	112	110
19	43	129

This is not a Legal Document  
For Zoning Verification Please  
Contact The City Building Department

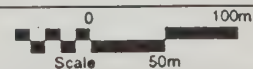
--- Neighbourhood Boundary  
--- Zoning Boundary

Prepared for The City of Hamilton  
by the Planning and Development Department

CITY OF HAMILTON

RANDELL

ZONING



PLANNING  
UNIT NO  
7512

PAGE NO  
112



6.

**CITY OF HAMILTON**  
**- INFORMATION -**

**DATE:** 1996 May 6

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

A.C. Ross  
Treasurer

**SUBJECT:** Options re: downtown taxes

*P. Noé Johnson*  
*Allen C. Ross*

**BACKGROUND:**

At the regular meeting of City Council April 9, 1996 the following referral motion was passed:

That the motion to seek special legislation to allow the City of Hamilton, the Region and the School Boards to lower taxes in designated areas of the City be referred to the Finance and Administration Committee for detailed report from the City Solicitor and Treasurer.

At the meeting of Finance and Administration Committee April 16, 1996 the following direction was given:

That the City Solicitor and Treasurer be authorized to draft several options of a Private Member's Bill seeking special authority for the City of Hamilton to apply tax reductions in the area bounded by Cannon-Bay-Hunter-Wellington Streets, for the consideration of the Finance and Administration Committee as follows:

- (a) 10%, 20%, 30%, 40% and 50% reduction options on both business and realty taxes in the above noted area;
- (b) the impact this would have on other properties in the Hamilton area;
- (c) the impact this would have if it were spread over the Region;

- (d) providing the Committee with a comparison of property assessments of the City's downtown to other comparable properties in the City.

## DISCUSSION:

An incomplete draft of Private legislation has been prepared and is attached as **Schedule A** to this report. The draft components still to be determined by Committee and Council are illustrated by italics. These decisions are as follows:

- (a) confirmation of the area(s) to benefit: the area bounded by Cannon-Hunter-Wellington-Bay or alternatively a smaller geographic description of a subset area within which can be illustrated by a specific map indicating location of Business Improvement Areas;

- (b) description of the type of tax class to be effected as beneficiary and as benefactor; such as:

- (i) business and realty/only business or only realty, or applicable to specified classes (commercial/industrial/residential) of realty.

- (ii) the area and/or class of taxpayers outside the Enterprise Area to incur the special levy.

- (c) the percentage reduction to be granted in the Enterprise Area .

NB: the percentage reduction will determine the special levy on those outside the Enterprise Area.

**Schedule B** to this report reflects for City taxes only, the request of the Committee for alternate scenarios (see referral motion above):

- (a) ranges from 10% to 50% reduction,

- (b) numerical impact of each range on business and/or realty tax reductions,

- (c) impact on the entire defined area of Cannon-Hunter-Wellington-Bay, and impact on the subsets of areas within the Business Improvement Areas (Downtown Promenade, and International Village) and Lloyd D. Jackson Square (including Eaton Centre).

- (d) calculation of the special levy funded by all remaining taxpayers or only by the remaining taxpayers of like class. (eg. commercial realty tax reduction covered by commercial realty taxpayers outside area)

As City taxes represent only 25% of the total property taxes paid, the dollar cost associated with tax reduction assistance would be four times greater if all taxing bodies participate.

The draft private legislation would authorize the Region and School Boards to

implement similar reduction/special levies consistent with the City of Hamilton's initiative. As drafted, the special legislation is permissive for the other taxing bodies and would apply only if implemented to the same taxpayer classes within their jurisdiction. This will not permit the other local municipalities or public school boards outside the City to implement a like scheme. Other than the impact on the Regional taxpayer inside and outside the City of Hamilton, those other municipalities and school boards may not participate directly.

Specific to the question raised on the impact this would have if spread over the Region, approximately 30% of the Regional general levy is funded by taxpayers beyond the City of Hamilton. The participation of those regional taxpayers outside the City boundaries in the Regional tax assistance to the downtown would lessen the increased costs to City regional taxpayers. The draft legislation directs the Region if it implements this program to levy the special reduction plan against all applicable taxpayers in the Region. For a complete answer to the Region wide impact, the Region should discuss the implementation of a similar tax assistance program.

**Schedule C** to this report provides a comparison of realty taxes per square foot between a sample of downtown properties and properties elsewhere in the community. Separate schedules show comparisons between Jackson Square properties and those in other major commercial malls elsewhere in the City. This information was compiled by the Regional Assessment Office of the Provincial Ministry of Finance. The introductory sheet at the start of Schedule C provides a brief introduction to the procedures utilized in the preparation of this comparison. Regional Assessment officials indicate that similar information can be compiled on other properties in the community, if the Committee wishes to specify particular other properties for inclusion in the comparison. If there are process or information questions on this portion of the report, Robert Cushing, the Regional Assessment Commissioner has indicated that he would appear before a meeting of your committee.

Bill Pr

1996

## An Act respecting the City of Hamilton

### Preamble

The Corporation of the City of Hamilton has applied for special legislation in respect of the matters set out in this Act.

It is appropriate to grant the application.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

### Definition

1. In this Act, "Corporation" means The Corporation of the City of Hamilton.

### Special Levy

2. Notwithstanding the provisions of the Municipal Act and the Assessment Act, the Council of the City of Hamilton may, by Bylaw,

a) designate the area bounded by *Cannon Street, Hunter Street, Wellington Street and Bay Street* of the City of Hamilton as an Enterprise Area; and

b) authorize the reduction of the mill rate for *business and property tax(es)* levied by the Corporation in the specified Enterprise Area by \_\_\_\_\_ percent; and

c) authorize a special levy on *all property* outside the Enterprise Area in an amount equivalent to the reduction specified above in subsection (b).

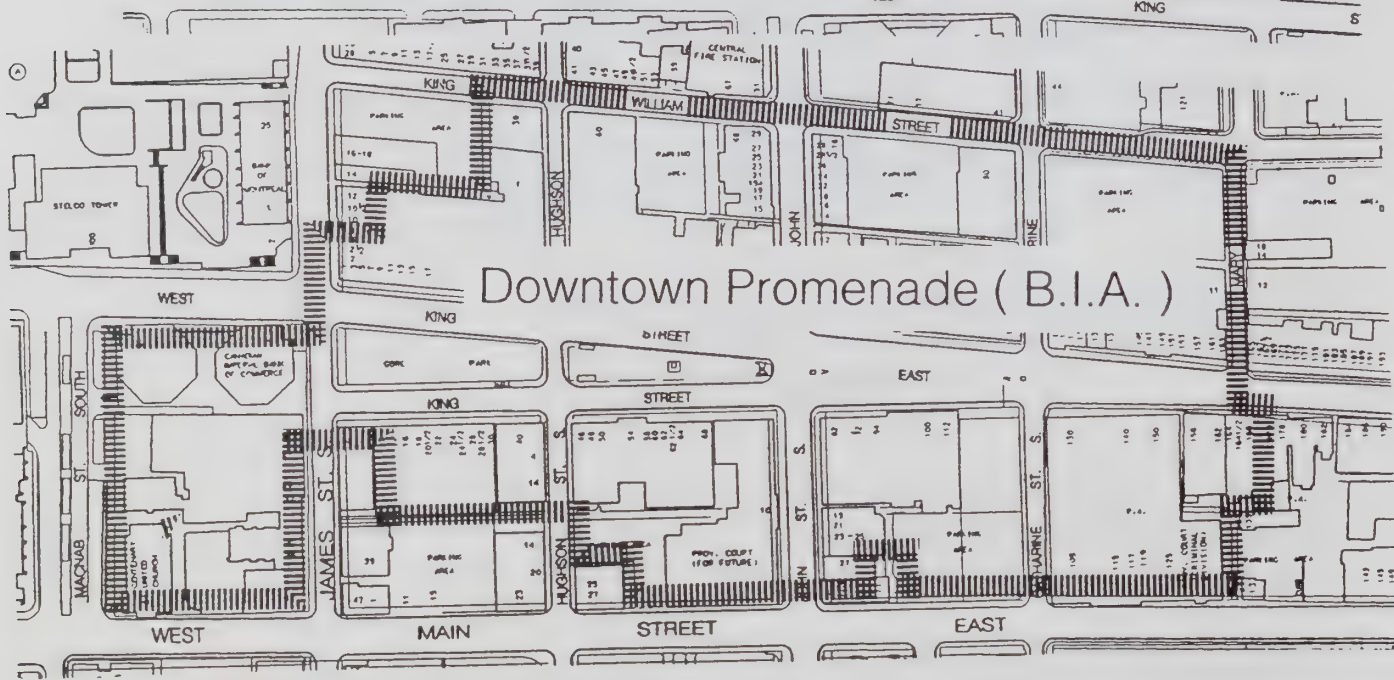
### Board

3. If a Bylaw is in effect under Section 2, a school board entitled to share in assessment for school purposes of land within the City of Hamilton, may by resolution direct each area municipal corporation within its jurisdiction to levy a specified amount for purposes of reduction of property and/or business taxes in the specified Enterprise Area in a manner consistent with section 2.
4. A School board that passes a resolution under section 2 shall forward a copy of its resolution to each area municipal corporation and to any other school board entitled to share in the assessment.

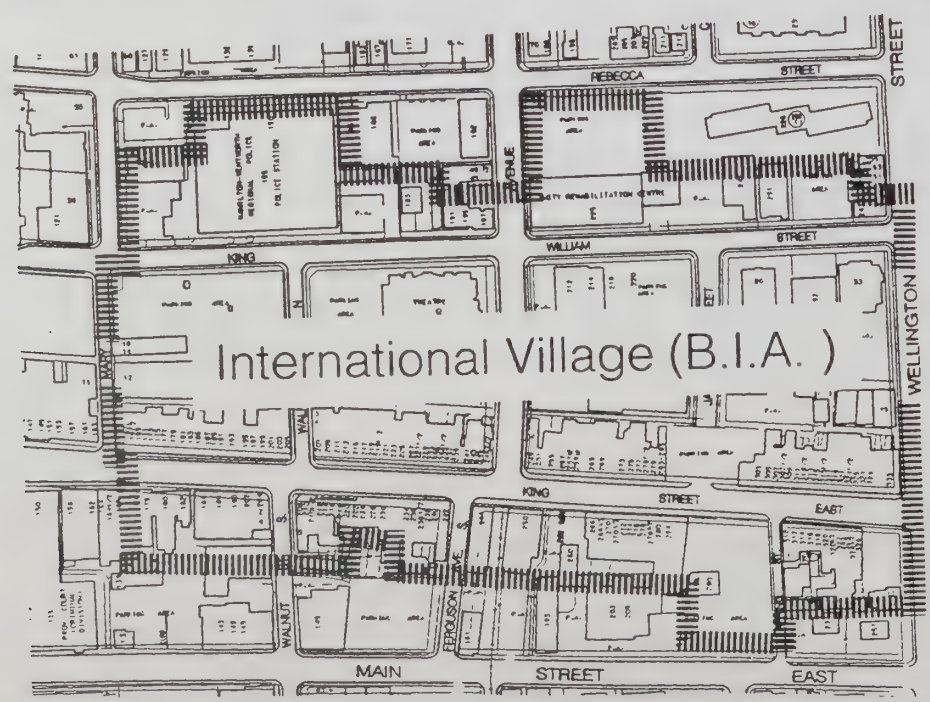
Region	5.	If a Bylaw is in effect under Section 2, the Regional Municipality of Hamilton-Wentworth may by Bylaw direct each area municipal corporation to levy a specified amount for purposes of reducing the property and/or business taxes in the specified Enterprise Area in a manner consistent with section 2.
	6.	The Regional Municipality shall forward a copy of the Bylaw to each area municipal corporation
Expiry	7.	The Bylaw authorized by Section 2, may specify a time period for the ending of the specified Enterprise Area.
Commencement	8.	<b>This Act comes into force on the day it receives Royal Assent.</b>
Short Title	9.	<b>The short title of this Act is the <i>City of Hamilton Act, 1996</i>.</b>



## Jackson Square / Eaton's Centre



## Downtown Promenade ( B.I.A. )



## International Village (B.I.A. )

Chart (i)

**Total Downtown Business Relief  
Spread Across Remaining 'Business Tax' Base Only**

Business Tax Relief Only	Dollars of Relief Required	Business Mill Rate Impact	City Taxes on \$1,000 Bus. Assess.	Business Taxation Increase
10%	177,119	1.31%	\$125.32	<b>\$1.62</b>
20%	354,238	2.62%	\$126.94	<b>\$3.24</b>
30%	531,357	3.93%	\$128.56	<b>\$4.86</b>
40%	708,476	5.24%	\$130.18	<b>\$6.48</b>
50%	885,595	6.55%	\$131.80	<b>\$8.10</b>

Chart (ii)a

**Total Downtown Realty Tax Relief  
Spread Across Remaining 'Non-Residential'  
Realty Tax Base Only**

Non-Res. Realty Tax Relief	Realty \$ Relief Required	Non-Res. Mill Rate Impact	City Taxes on \$1,000 Realty Assess.	City Non-Res. Realty Tax Incr.
10%	434,578	1.43%	\$125.47	<b>\$1.77</b>
20%	869,156	2.87%	\$127.25	<b>\$3.55</b>
30%	1,303,734	4.30%	\$129.02	<b>\$5.32</b>
40%	1,738,312	5.74%	\$130.79	<b>\$7.10</b>
50%	2,172,890	7.17%	\$132.57	<b>\$8.87</b>

Chart (ii)b

**Total Downtown Residential Realty  
Tax Relief Spread Across Remaining  
'Residential Realty' Tax Base Only**

Realty Tax Relief	Realty \$ Relief Required	Residential Mill Rate Impact	City Taxes on \$5,000 Assessment	City Taxation Increase
10%	246,395	0.40%	\$526.13	<b>\$0.42</b>
20%	492,790	0.81%	\$526.56	<b>\$0.85</b>
30%	739,185	1.21%	\$526.98	<b>\$1.27</b>
40%	985,580	1.61%	\$527.41	<b>\$1.70</b>
50%	1,231,975	2.02%	\$527.83	<b>\$2.12</b>

Chart (i)

**Total Downtown Business Relief  
Spread Across Remaining TOTAL Tax Base**

Business Tax Relief Only	Dollars of Relief Required	1996 Mill Rate Impact	City Taxes on \$5,000 Assessment	City Taxation Increase
10%	177,119	0.16%	\$526.54	<b>\$0.83</b>
20%	354,238	0.32%	\$527.37	<b>\$1.66</b>
30%	531,357	0.48%	\$528.21	<b>\$2.50</b>
40%	708,476	0.63%	\$529.04	<b>\$3.33</b>
50%	885,595	0.79%	\$529.88	<b>\$4.17</b>

Chart (ii)

**Total Downtown Realty Tax Relief  
Spread Across Remaining TOTAL Tax Base**

Realty Tax Relief	Realty Commercial \$ Relief Required	Realty Residential \$ Relief Required	Total \$ Relief Required	Residential Mill Rate Impact	City Taxes on \$5,000 Assessment	City Taxation Increase
10%	434,578	246,395	680,973	0.64%	529.06	<b>\$3.35</b>
20%	869,156	492,790	1,361,946	1.28%	532.42	<b>\$6.71</b>
30%	1,303,734	739,185	2,042,919	1.92%	535.78	<b>\$10.07</b>
40%	1,738,312	985,580	2,723,892	2.55%	539.14	<b>\$13.43</b>
50%	2,172,890	1,231,975	3,404,865	3.19%	542.49	<b>\$16.78</b>

Chart (iii)

**Total Downtown Tax Relief  
Spread Across Remaining TOTAL Tax Base**

Realty/ Business Tax Relief	Total \$ Relief Required	Residential Mill Rate Impact	City Taxes on \$5,000 Assessment	City Taxation Increase
10%	858,092	0.82%	\$530.01	<b>\$4.30</b>
20%	1,716,184	1.64%	\$534.31	<b>\$8.60</b>
30%	2,574,276	2.46%	\$538.61	<b>\$12.90</b>
40%	3,432,368	3.27%	\$542.92	<b>\$17.21</b>
50%	4,290,460	4.09%	\$547.22	<b>\$21.51</b>

Chart (iv)

**BIA/Jackson Square Business Tax Relief  
Spread Across Remaining 'Business Tax' Base Only**

Business Tax Relief Only	Dollars of Relief Required	Business Mill Rate Impact	City Taxes on \$1,000 Bus. Assess.	Business Taxation Increase
10%	134,920	0.97%	\$124.89	\$1.20
20%	269,840	1.93%	\$126.09	\$2.39
30%	404,760	2.90%	\$127.29	\$3.59
40%	539,680	3.87%	\$128.48	\$4.79
50%	674,600	4.84%	\$129.68	\$5.98

Chart (v)a

**BIA/Jackson Square Realty Tax  
Relief Spread Across Remaining 'Non-Residential'  
Realty Tax Base Only**

Realty Tax Relief	Non-Res. Realty \$ Relief Required	Non-Res. Mill Rate Impact	City Taxes on \$1,000 Realty Assessment	Non-Res. Realty Taxation Increase
10%	311,788	0.99%	\$124.92	\$1.22
20%	623,576	1.98%	\$126.14	\$2.45
30%	935,364	2.97%	\$127.37	\$3.67
40%	1,247,152	3.96%	\$128.59	\$4.89
50%	1,558,940	4.95%	\$129.81	\$6.12

Chart (v)b

**BIA/Jackson Square Residential  
Realty Tax Relief Spread Across Remaining 'Residential'  
Realty' Tax Base Only**

Realty Tax Relief	Residential Realty \$ Relief Required	Residential Mill Rate Impact	City Taxes on \$5,000 Assessment	City Taxation Increase
10%	117,199	0.19%	\$525.91	\$0.20
20%	234,398	0.38%	\$526.11	\$0.40
30%	351,597	0.56%	\$526.30	\$0.59
40%	468,796	0.75%	\$526.50	\$0.79
50%	585,995	0.94%	\$526.70	\$0.99

Chart (iv)

**BIA/Jackson Square Business Tax Relief  
Spread Across Remaining TOTAL Tax Base**

Business Tax Relief Only	Dollars of Relief Required	1996 Mill Rate Impact	City Taxes on \$5,000 Assessment	City Taxation Increase
10%	134,920	0.12%	\$526.34	\$0.63
20%	269,840	0.24%	\$526.97	\$1.26
30%	404,760	0.36%	\$527.60	\$1.89
40%	539,680	0.48%	\$528.24	\$2.53
50%	674,600	0.60%	\$528.87	\$3.16

Chart (v)

**BIA/Jackson Square Realty Tax Relief  
Spread Across Remaining TOTAL Tax Base**

Realty Tax Relief	Realty Non- Residential \$ Relief Required	Realty Residential \$ Relief Required	Total \$ Relief Required	City Taxes on \$5,000 Assessment	City Taxation Increase
10%	311,788	117,199	428,987	\$527.77	\$2.06
20%	623,576	234,398	857,974	\$529.84	\$4.13
30%	935,364	351,597	1,286,961	\$531.91	\$6.20
40%	1,247,152	468,796	1,715,948	\$533.97	\$8.26
50%	1,558,940	585,995	2,144,935	\$536.04	\$10.33

Chart (vi)

**Total BIA/Jackson Square Tax Relief  
Spread Across Remaining TOTAL Tax Base**

Realty/ Business Tax Relief	Total \$ Relief Required	Realty Residential Mill Rate Impact	City Taxes on \$5,000 Assessment	City Taxation Increase
10%	563,907	0.52%	\$528.46	\$2.75
20%	1,127,814	1.05%	\$531.21	\$5.50
30%	1,691,721	1.57%	\$533.96	\$8.25
40%	2,255,628	2.09%	\$536.73	\$11.02
50%	2,819,535	2.62%	\$539.46	\$13.75

## DOWNTOWN COMMERCIAL TAX COMPARISON WITH SIMILAR PROPERTY TYPES PROJECT

**OBJECTIVE:** to determine realty taxes per square foot at the commercial mill rate for certain property types in the downtown core as opposed to similar properties in other areas of the city, namely Westdale Area, Barton Street East, Ottawa Street North, Concession Street and the International Village Area:

- free standing restaurants
- fast food restaurants (i.e. Tim Hortons)
- free standing banks
- retail stores
- commercial shopping plaza retail stores
- commercial shopping plaza fast food outlets

**PROCEDURES:** identify roll numbers of properties meeting the above criteria in the downtown cores and the other noted areas

identify properties as similar as possible (i.e. square footage, number of stories, lot size, year built, etc.)

determine data using OASYS mainframe and valuation files

compile data onto a spreadsheet

determine total realty taxes (@ commercial mill rate) for each property or unit

determine taxes per square foot for each property or unit

**NOTE:**

- commercial shopping plazas are valued using the Income Approach
- malls outside of the downtown core have two roll entries for each tenancy, one being for demised area and the other for shared parking
- Jackson Square and the Eaton Centre do not have shared parking assessments

BANKS COMPARISON

<u>ROLL #</u>	<u>LOCATION</u>	<u>LOT FRT.</u>	<u>ASSMT</u>	<u>RLTY TAXES</u>	<u>TAXES /SQ FT</u>	<u>COMMENTS</u>
2518 020 151 50040	12 KING ST E	60.41	186285	90449	\$9.46	INCLUDES 2 STY OFFICE
2518 030 265 50880	886 BARTON ST E	57.00	34620	16809	\$4.45	
2518 040 286 00160	928 BARTON ST E	96.66	54889	26651	\$5.32	
2518 070 672 01740	574 CONCESSION	50.00	20266	9840	\$3.98	
2518 010 057 00880	1092 MAIN W	87.50	22800	11070	\$4.79	
2518 010 055 02050	1015 KING W	68.00	42729	20747	\$5.14	
2518 010 055 02170	999 KING W	76.79	22630	10988	\$3.94	
2518 010 055 03500	938 KING W	80.31	44249	21485	\$4.64	

RETAIL STORES COMPARISON

<u>ROLL #</u>	<u>LOCATION</u>	<u>LOT FRT.</u>	<u>ASSMT</u>	<u>RLTY TAXES</u>	<u>TAXES /SQ FT</u>	<u>COMMENTS</u>
2518 020 151 50370	66 - 70 KING E	41.60	35860	17412	\$3.04	
2518 020 152 00190	170 - 178 KING E	60.00	55563	26978	\$1.47	
2518 020 152 00280	186 KING E	30.10	15536	7543	\$2.90	
2518 020 152 00400	212 KING E	18.50	10470	5084	\$1.74	
2518 020 152 00460	216 KING E	18.29	9626	4674	\$3.01	
2518 020 152 00820	244 KING E	35.00	24320	11808	\$1.42	
2518 030 265 50610	774 BARTON E	25.00	4730	2297	\$1.84	
2518 030 265 51610	765 BARTON E	20.00	7684	3731	\$1.88	
2518 040 314 57890	1104 BARTON E	91.00	25333	12300	\$2.91	
2518 040 314 58070	1146 BARTON E	90.00	32426	15744	\$2.43	
2518 040 285 000610	265 OTTAWA N	60.33	26350	12794	\$1.79	
2518 040 285 00760	289 OTTAWA N	30.00	9290	4511	\$1.55	
2518 040 285 00790	291 OTTAWA N	33.83	14020	6807	\$2.01	
2518 040 285 00880	303 OTTAWA N	70.16	24826	12054	\$1.59	
2518 040 285 00900	315 OTTAWA N	84.79	26173	12708	\$1.50	
2518 070 672 00960	644 CONCESSION	27.50	10640	5166	\$1.65	
2518 070 672 01530	588 CONCESSION	25.00	6590	3200	\$2.13	
2518 070 672 01650	580 CONCESSION	15.00	6330	3073	\$2.18	
2518 070 672 01680	578 CONCESSION	15.00	6164	2993	\$2.12	
2518 070 672 01920	554 CONCESSION	22.00	7430	3608	\$1.83	
2518 070 672 02130	536 CONCESSION	31.50	11145	5411	\$1.79	
2518 010 055 02110	1009 KING W	16.97	6755	3280	\$2.60	
2518 010 055 03890	1008 KING W	25.00	15705	7625	\$2.39	
2518 010 055 03920	1012 KING W	25.00	10640	5166	\$2.11	
2518 010 055 04040	1020 KING W	25.83	7180	3486	\$3.23	

INTERNATIONAL VILLAGE AREA - RETAIL STORES

<u>ROLL #</u>	<u>LOCATION</u>	<u>LOT FRT.</u>	<u>ASSMT</u>	<u>RLTY TAXES</u>	<u>TAXES /SQ FT</u>	<u>COMMENTS</u>
2518 020 1810 3100	250 KING ST E	60.45	27020	13119	\$1.97	
2518 020 1810 4060	273 KING ST E	20.00	13511	6560	\$3.47	
2518 020 1810 5950	212 KING WILLIAM	100.25	19929	9676	\$1.51	

RESTAURANTS COMPARISON

<u>ROLL #</u>	<u>LOCATION</u>	<u>LOT FRT.</u>	<u>ASSMT</u>	<u>RLTY TAXES</u>	<u>TAXES /SQ FT</u>	<u>COMMENTS</u>
2518 020 151 00040	181 MAIN E	51.36	20600	10002	\$3.69	
2518 020 151 00190	157 MAIN E	79.12	67555	32801	\$3.53	
2518 030 265 51400	787 BARTON E	100.00	34622	16810	\$3.17	
2518 040 314 58130	1162 BARTON E	60.00	50840	24685	\$2.36	
2518 080 912 01150	612 UPPER JAMES	60.00	14524	7052	\$2.00	
2518 010 101 54680	988 KING W	33.08	16212	7872	\$1.63	

FAST FOOD RESTAURANTS

<u>ROLL #</u>	<u>LOCATION</u>	<u>LOT FRT.</u>	<u>ASSMT</u>	<u>RLTY TAXES</u>	<u>TAXES /SQ FT</u>	<u>COMMENTS</u>
25180 020 1445 2490	78 JOHN ST S	78.60	44080	21403	\$12.03	
2518 010 0550 2260	951 KING ST W	54.00	15537	7544	\$5.49	
2518 030 2540 5130	888 MAIN ST E	100.00	22800	11070	\$22.23	DR/THRU TIM HORTONS
2518 040 3145 8040	1142 BARTON ST E	60.00	26177	12710	\$7.34	
2518 040 3145 8520	1220 BARTON ST E	90.00	32257	15662	\$8.64	
2518 070 6720 0930	650 CONCESSION S	145.00	27022	13120	\$5.01	

## COMMERCIAL MALLS

### JACKSON SQUARE - PHASE 1

<u>ROLL #</u>	<u>ASSMT</u>	<u>RLTY TAXES</u>	<u>TAXES /SQ FT</u>
020-1220-0010-0880	25129	12201	\$11.75
0920	24603	11946	\$11.36
0390	25083	12179	\$11.17

### JACKSON SQUARE - PHASE 2

020-1220-0050-0640	24514	11903	\$11.90
0537	25313	12291	\$11.20

### JACKSON SQUARE - PHASE 4

020-1220-0100-0260	24100	11702	\$11.94
0170	24880	12080	\$11.28
0110	26635	12932	\$11.53

### EATON CENTRE

020-1240-2480-0580	25402	12334	\$12.48
0560	24592	11940	\$11.32
0340	25544	12403	\$11.20

### CENTRE MALL

040-3150-0310-2400	14171	6881	\$6.87
2850	14781	7177	\$6.84
5120	15022	7294	\$6.84

### LIMERIDGE MALL

070-6520-6010-2750	24117	11710	\$11.78
2200	22452	10901	\$10.74
2935	22897	11117	\$10.59
1170	23371	11348	\$10.54

### EASTGATE MALL

050-4530-0010-0480	22024	10694	\$10.88
2010	20698	10050	\$9.37
1360	20398	9904	\$9.08

# COMMERCIAL MALLS

## FOOD COURT TENANTS

### JACKSON SQUARE - PHASE 2

<u>ROLL #</u>	<u>ASSMT</u>	<u>RLTY TAXES</u>	<u>TAXES /SQ FT</u>
020-1220-0050-1095	9579	4651	\$17.35
1150	12367	6005	\$17.35

### EATON CENTRE

020-1240-2480-0160	10795	5241	\$17.36
0220	12082	5866	\$17.36
0280	13119	6370	\$17.36

### CENTRE MALL

040-3150-0310-5620	3600	1748	\$8.06
2820	4162	2021	\$8.02
5340	5672	2754	\$7.82

### LIME RIDGE MALL

070-6520-6010-1925	10240	4972	\$23.68
1920	12022	5837	\$23.83
1850	16435	7980	\$24.63

### EASTGATE SQUARE

050-4530-0010-1570	18391	8930	\$29.57
1680	20305	9859	\$23.64



7. (a.)

**OFFICE OF THE CITY CLERK**  
**MEMORANDUM**

\*\*\*\*\*

TO:	Tina Agnello, Secretary Planning and Development Committee	YOUR FILE:
	Susan K. Reeder, Secretary Finance and Administration Committee	
FROM:	Mr. J. J. Schatz City Clerk Office of the City Clerk	OUR FILE: PHONE: 546-2727
SUBJECT:	Referral - Fees - Downtown Redevelopment	DATE: 1996 May 16

Please be advised that Hamilton City Council, at its meeting held Tuesday, 1996 May 14th approved the following Motion:

WHEREAS the revitalization of Hamilton's Downtown Core is critical to the well being and prosperity of the entire region of Hamilton Wentworth; and,

WHEREAS "residential development" in the Downtown Core is fundamental to any improvement and revitalization of the Downtown; and,

WHEREAS, virtually every study and every opinion expressed on revitalizing the Downtown have clearly pointed to the lack of residential development in the Downtown as being at the very root of it's problems,

**THEREFORE BE IT RESOLVED:**

- (a) That the City of Hamilton waive all residential development charges in the area bounded by Queen, Cannon, Victoria and Hunter Streets for a 3 year period.
- (b) That the Region of Hamilton-Wentworth be requested to review it's development charges respecting the application of residential charges in the Downtown Core, that area outlined in section (a) with the intent of imposing no development charges in this area.

- (c) That 5% land dedication, building permit fees and parking requirements for new residential developments be forwarded to the Finance and Administration Committee and the Planning and Development Committee for financial consideration of eliminating those fees as a catalyst for downtown redevelopment.

With respect to sub-section (c) above, would you please ensure that this matter is placed before your respective Committees for their consideration.

*Susan K. Reeder*  
JJS/SKR for W. Scheidt

cc Mayor Robert M. Morrow  
Alderman V. Agro  
V. Abraham, Director of Planning  
A. Ross, Treasurer  
H. Milsome, Community Renewal

7. (b.)

**OFFICE OF THE CITY CLERK**  
**MEMORANDUM**

\*\*\*\*\*

TO: Susan K. Reeder, Secretary  
Finance and Administration Committee

YOUR FILE:

FROM: Mr. J. J. Schatz  
City Clerk  
Office of the City Clerk

OUR FILE:  
PHONE: 546-2727

SUBJECT: Referral back - Street Vendor at  
King and James Street

DATE: 1996 May 16

This will confirm that Section 24 of the Tenth Report for 1996 of the Finance and Administration Committee respecting a Street Vendor at King and James Street was referred back by City Council at its meeting held Tuesday, 1996 May 14th as follows:

24. (a) That the agreement between the City and Mr. Jamshid Hidary for the operation of the Street Vending location on the north side of King Street East just east of James be terminated immediately, and that the total \$7,000 bid fee be refunded to Mr. Hidary; and,
- (b) That this King and James location be deleted from the list of approved Street Vendor sites; and,
- (c) That the Commissioner of Public Works and Traffic be authorized to negotiate with Mr. Hidary the relocation of his vending cart. The location is to be selected from the list of approved vacant street vendor sites, and a fee for that site will have to be determined.

Would you please ensure that this matter is placed back before the Finance and Administration Committee at its next meeting.

*Susan K. Reeder*  
JJS/SKR for JJSchatt.

cc D. Lobo, Commissioner of Public Works and Traffic  
D. Farquhar, Public Works and Traffic  
P. Noe Johnson, City Solicitor



7. (b.)  
(i)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 May 17

**REPORT TO:** S. K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** D. Lobo  
Commissioner Of Public Works and Traffic

**SUBJECT:** Street Vendor on North Side of King, East of James

**RECOMMENDATION:**

- a) That, as a result of the difficulties experienced and subsequent to a discussion thereof with Mr. Jamshid Haidary and his lawyer, this vendor be given a trial period to 1996, June 28 to operate on the sidewalk and adjacent to the curb at the prescribed site in front of # 9 King Street East in accordance with the terms and conditions of a contract in a form satisfactory to the City Solicitor.
- b) that Public Works staff closely monitor the operation during that trial period and report back to the committee on the results of the trial period at the July 2 meeting.
- c) That this contract be voidable by the vendor on or before 1996, July 2, on the terms that he provide a signed discharge and release in a form satisfactory to the City Solicitor, entitling him to receive a full refund of the \$7,000 fee paid to the site for the use of the site.
- d) That when the site is no longer operated by this vendor, it be removed from the approved street vendor list and not be available to any other street vendors.

*D. Lobo*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Potential loss of revenue to the City in the amount of \$7,000.

Potential claim against the City for business loss resulting from termination without just cause has not yet been determined.

## **BACKGROUND:**

This matter was referred back to the Finance and Administration Committee at the regular Council meeting on May 14, 1996.

## **DISCUSSION:**

The establishment of Street Vendor sites was approved in 1994 by Council as the result of a staff technical advisory committee review which recommended various locations and standards. The aims of the program were to provide readily accessible services to pedestrian traffic, create jobs and develop some local ambiance in the downtown area. It was hoped that a good mix of vendors such as crafts and flowers carts as well as food vendors would be involved. In many cases, the proposed sites were within 300 feet of the existing food establishments. The local B.I.A. committee accepted the concept with an understanding that local business would be given first right of refusal for the sites. To date the only acceptable bids received during three bid processes have been from food (Sausage/Hot Dog) vendors. downtown core.

This particular site (ie: north side of King St between James and Hughson) was part of the old original vendor program operated through the City Clerks Department. It was one of five sites which were grand-fathered into the new program in 1995. This site was actually located in front of the old Woolworths store - now Bargain Land - at 19 King St East. The vendor was a shop owner from the core area and he did operated on a somewhat seasonal and irregular basis. This vendor chose not to bid on the this location during the proposal call. The lack of pedestrian traffic with minimal business was a factor in the scheduling decision. No other businesses local to downtown core submitted a bid for this location.

The exact placement of this site was lost in communication during several changes of responsibility for the program. The location at # 9 King Street was chosen as closest viable site to the corner of King and James. The general locale has been discussed with several experienced vendors - all indicated that the corner of King and James would be the preferred site. This site in front of # 9 King E is between two fast food shops (pizza shop at #3 King and sub-sandwich shop at #13 King E.).

The vendor selected to operate the site in 1995 quickly recognized that the designated site in front of #9 King did not provide him his desired exposure to pedestrian traffic coming from Jackson Square. He moved his cart right to the corner of King and James. In response to complaints, staff visited the site on Aug 3, 1995. The cart was actually being operated by Mr. Jamshid Haidary on behalf of the vendor. The proper location at # 9 King was pointed out to Mr. Haidary and he was asked to inform the vendor accordingly. When staff revisited on August 4, 1995, the cart was again being operated by Mr. Haidary on behalf of the vendor. Mr. Haidary advised that the vendor refused to move the cart. Staff returned to the site an hour later to instruct the vendor in writing that operation of the cart was cease immediately. Mr. Haidary received that letter on behalf of the vendor. On 1995, October 31, the contract with that vendor was cancelled.

Mr. Haidary was awarded this site on the basis that he was the next highest bidder during the RFP process. He requested that he be awarded the site at the bid he submitted (\$7,000). Mr. Haidary was persistent in his request in spite of advice that staff felt that the site was not worth that bid. The recommendation to award the site to Mr. Haidary was approved by Council on 1995, October 31. On several occasions in January 1996, Mr. Haidary attempted to stall from making his final payment towards of his bid for the site in order to submit bids for vending sites in another municipality. His final payment was received on January 31, 1996, in time to prevent the site from being retendered.

Mr. Haidary began operating the cart in front of # 7 King St East on 1996, April 17 (according to the vendor).

The following is the chronology of events.

April 17 (Thursday) - received three separate calls to advise that local merchants do not want the vendor to operate on this block.

April 22 (Monday) - received complaint from representative of merchants that vendor was operating on the wrong location. Staff visited the site and found that the vendor was operating in front of # 7 King.

Vendor was advised by staff that he should be in front of # 9 and that # 7 wasn't offered because of lack of space.

Vendor indicated that he needed to be closer to the corner for better business opportunities. Vendor was advised by staff not to move any closer to corner because the local merchants were lobbying to have his permit cancelled and moving further west would make matters worse.

April 25 (Thursday) - Advised that the local merchants had requested and received an appointment to meet with the Mayor to express their dissatisfaction about having street vendor on this block.

Received complaint from a west mountain citizen to advise that the vendor was interfering with passenger line for HSR.

HSR supervisor was contacted to determine if there was a conflict. A subsequent letter confirmed that HSR did feel there was a conflict.

April 26 (Friday) - Received two complaints that the vendor had moved to # 3 King St. Staff visited site and took photographs to confirm this to be correct.

May 1 (Wednesday) - Staff visited site to discuss situation with the vendor.

Vendor indicated that he was not making any money and that he needed to be on the corner so that he can be seen by people coming out of Jackson Square.

Staff advised vendor that his actions could well have cost him his site.

May 2 (Thursday) - Meeting was held in Mayors office with local merchants.

May 3 (Friday) - Vendor met with staff in Public Works office. He was given copy of the recommendation report.

Vendor apologized for moving his cart to # 3 King St. and asked for another chance.

Vendor continued to operate in front of # 3 King St.

May 6 (Monday) - Vendor requests and receives meeting with the Mayor.

Vendor indicates that he has retained a lawyer.

May 7 (Tuesday) Recommendation report (to cancel) is approved at F&A Committee but it is conditional on a report from a further meeting involving the vendor and staff with lawyers.

May 13 (Monday) - meeting is held with vendor, his Attorney, Public Works Staff representative, the City solicitor and one of the staff attorneys.

The following is a list of complaints turned over to the vendor and his attorney on May 13, 1996.

- operating at the wrong location.
- blocking pedestrian walk way.
- using public bench to store supplies
- using planter to store equipment
- moving his placement progressively westward.
- moving his placement to doorway of empty store front @ # 7 King St E
- using City trash containers to dispose of his garbage
- moved vending cart to placement in front of # 3 King St E
- operating vending cart too near bus stop (from HSR)
- interfering with HSR passengers and line (from citizen)
- vendor smoking and serving food.
- vendor apparently dropped food handling utensil on ground, continued to use it.
- vendor blocking traffic (including buses) on King St to unload equipment and supplies (vendor apparently took his time - did not appear to be hurrying)

The Attorney for the vendor indicated that:

- the City tendered the locations and her client responded;
- the primary source of complaints about location was from the local merchants, and that average citizens of Hamilton is not complaining;
- her client does not understand English well and does not read English, therefore, he never clearly understood what exact location was assigned to him;
- any involvement with location last August does not apply to her client and his contract;
- the above listed complaints, other than those about location, were never shared with her client;
- the vendor had a petition signed by his customers (copies were shared - there were 195 signatures);
- she would review the agreement and list of complaints with her client in order to correct the problems;
- if given a chance to operate at # 9 King E., her client could prove that he could correct the problems and meet the terms of contract.

Conclusions:

It is clear that almost no locations on the block are totally suitable for a vending site because of the number of bus stops, planters, benches, bike racks, garbage containers, trees and a fire hydrant.

This and other vending sites were selected and reviewed based on their own merits and were acceptable to the City for operating within 300 feet to other restaurants and fast food businesses. It does not prevent the perception and claim by the owners of those businesses, who pay both business and realty taxes, that there is major conflict in operating rules and a competition for the fast food dollar.

The location was put out for RFP and Mr. Haidary did respond and was awarded the site. No local businesses submitted bids on this location during the RFP process. However, when the location becomes vacant, it should be deleted from the approved street vendor location list because of the various conflicts.

Because it was not confirmed that Mr. Haidary clearly understood the rules and the assigned location, he should be given an opportunity to prove that he can operate a food cart in accordance with the terms and conditions of his contract and as per discussions.



8.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 May 17

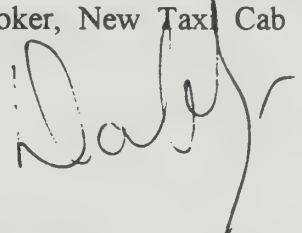
**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Alderman Don Drury  
Taxi Advisory Committee

**SUBJECT:** Taxi Licence Fees

**RECOMMENDATION:**

That there be a twenty percent increase in the licence fees for the following licensing categories: Taxi Cab Driver, Taxi Cab Owner, Taxi Cab Broker, New Taxi Cab Leases, Renewal Taxi Cab Leases, Livery Vehicle and Livery Driver.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

City Council approved \$133,830 in additional revenues to be realized from adjusted licence fees in the taxi cabs and livery vehicle categories for 1997. If the recommendation of a 20% increase is adopted, there will be a shortfall of \$107,060 in 1997 licence revenues.

**BACKGROUND:**

As you will recall, City Council on the recommendation of the Committee of the Whole on February 27, 1996 approved licence fee adjustments effective January 1, 1997 for all renewal licences in the various licence categories. City Council also approved adjusted licence fees for all new and transfer licence applications effective April 1, 1996.

City Council on the recommendation of the Committee of the Whole adopted the following motion:

"That the proposed licence fee increases for Taxi Cab Driver, Taxi Cab Owner, Taxi Cab Broker, Livery Vehicle and Livery Driver be tabled for one meeting and that staff report back on receiving the same total amount of revenue, but that it be apportioned more fairly."

City Council in approving the licence fee adjustments approved the total amount of additional revenue to be realized from adjusted fees in the taxi cab and livery vehicle categories but referred back for a further report the actual amount of the licence fee adjustments for each of the individual licences in the taxi cab and livery vehicle categories. This report was requested in order to allow staff to bring back a recommendation that would still realize the total revenue for the taxi cab and livery vehicle categories but reduce the increase for the taxi cab and livery vehicle drivers.

On April 25, 1996, I met with approximately 200 representatives of the Taxi Industry to explain the increase in licence fees and to receive their comments. Subsequently, the following fee schedule was submitted at the 1996 May 16 Meeting of the Taxi Advisory Committee, for its consideration:

	<u>Current</u>	<u>Proposed</u>	<u>Additional Revenue</u>
Taxi Cab Driver	\$ 50.	\$ 100.	\$ 45,000.
Taxi Cab Owner	\$ 210.	\$ 420.	\$ 68,250.
Taxi Cab Broker	\$ 270.	\$ 540.	\$ 810.
Taxi Cab Leases (new)	\$ 60.	\$ 120.	\$ 4,800.
Taxi Cab Leases (renewal)	\$ 30.	\$ 60.	\$ 4,140.
Livery Vehicle	\$ 210.	\$ 420.	\$ 10,080.
Livery Driver	\$ 50.	\$ 100.	\$ 750.
			<u>\$133,830.</u>

The Committee was advised that this fee schedule achieves City Council's direction to staff by reducing the original proposed increase to taxi cab and livery vehicle drivers and increasing the licence fee for taxi cab and livery vehicle owners and brokers. The original recommendation from staff provided for a licence fee of \$185.00 for all mobile licence categories.

Notwithstanding City Council's decision, the Taxi Advisory Committee agreed to recommend that there be only a twenty percent increase in the taxi and livery vehicle categories.

DD\db

*Addendum to follow, by hand at F&A mtg.*

9. (a.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 May 17

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** S. G. Hollowell  
Acting City Clerk

**SUBJECT:** Sesquicentennial Commemorative Section - Spectator

**RECOMMENDATION:**

That consideration be given to placing a half page ad at a cost of \$2,363 in a special Sesquicentennial commemorative section in the Spectator to be published on Saturday, June 8, 1996 in commemoration of the 150th. Anniversary of the City of Hamilton and the Spectator.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

*S. G. Hollowell*

Sufficient funds are available in account CH56302-12001 (Advertising & Promotion).

**BACKGROUND:**

The Spectator is publishing a special insert on Saturday, June 8, 1996 in commemoration of the 150th. Anniversary of the City of Hamilton and the Spectator.

The City of Hamilton has been requested to consider purchasing space in this special insert. The proposal submitted by the Spectator suggests a layout consisting of an old photograph of the Gore Park fountain and a brief note from the Mayor.

A drawing of the actual proposal will be available at the committee meeting.



9.  
(b.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 May 17

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** S. G. Hollowell  
Acting City Clerk

**SUBJECT:** Licence Fee Increases - Taxi and Livery

**RECOMMENDATION:**

- (a) That if the recommendation of the Taxi Advisory Committee is approved whereby licence fee increases for the Taxi and Livery categories would only increase by 20%, that the 1996 revenue budget for the City Clerk's Department be reduced by \$25,500 and that the 1997 additional revenue of \$133,830 approved by City Council on February 27, 1996 from the Taxi and Livery categories be reduced by \$107,060 to \$26,770; or
- (b) If the recommendation of the Taxi Advisory Committee is not approved by the Finance and Administration Committee, that the total additional revenue of \$133,830 for 1997 from the Taxi and Livery categories be apportioned as follows:

	<u>Current</u>	<u>Proposed</u>	<u>Revenue</u>
Taxi Cab Driver	\$ 50.	\$100.	\$ 45,000.
Taxi Cab Owner	\$210.	\$420.	\$ 68,250.
Taxi Cab Broker	\$270.	\$540.	\$ 810.
Taxi Cab Leases - new	\$ 60.	\$120.	\$ 4,800.
Taxi Cab Leases - renewal	\$ 30.	\$ 60.	\$ 4,140.
Livery Vehicle	\$210.	\$420.	\$ 10,080.
Livery Driver	\$ 50.	\$100.	<u>\$ 750.</u>
			\$133,830.

and that all new and transfer taxi and livery licences issued for the remainder of 1996 be issued on the basis of the above new licence fees in addition to the new licence processing fee approved for all new licences by City Council on February 27, 1996.

*S. G. Hollowell*



## **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

A licence fee loss of \$25,500 in 1996 will result if the recommendation of the Taxi Advisory Committee is approved. Due to the time period involved in obtaining input from the taxi industry through the Taxi Advisory Committee, a revenue loss of \$10,900 has already resulted due to the fact that the new licence fees were not implemented April 1, 1996 for all new and transfer taxi and livery licences.

## **BACKGROUND:**

City Council on the recommendation of the Committee of the Whole on February 27, 1996 approved licence fee adjustments effective January 1, 1997 for all renewal licences in the various licence categories. City Council also approved adjusted licence fees for all new and transfer licence applications effective April 1, 1996.

City Council on the recommendation of the Committee of the Whole adopted the following motion:

"That the proposed licence fee increases for Taxi Cab Driver, Taxi Cab Owner, Taxi Cab Broker, Livery Vehicle and Livery Driver be tabled for one meeting and that staff report back on receiving the same total amount of revenue, but that it be apportioned more fairly."

City Council in approving the licence fee adjustments approved the total amount of additional revenue to be realized from adjusted fees in the taxi cab and livery vehicle categories but referred back for a further report the actual amount of the licence fee adjustments for each of the individual licences in the taxi cab and livery vehicle categories. This report was requested in order to allow staff to bring back a recommendation that would still realize the total revenue for the taxi cab and livery vehicle categories but reduce the increase for the taxi cab and livery vehicle drivers.

The above recommendation (b) achieves City Council's direction to staff by reducing the original proposed increase to taxi cab and livery vehicle drivers and increasing the licence fee for taxi cab and livery vehicle owners and brokers. The original recommendation from staff provided for a licence fee of \$185.00 for all mobile licence categories.



URBAN/MUNICIPAL  
CAY ON HBL AOS  
C51F31  
1996



URBAN MUNICIPAL

JUN 25 1996

GOVERNMENT DOCUMENTS

## NOTICE OF MEETING

### FINANCE AND ADMINISTRATION COMMITTEE

Tuesday, 1996 June 18

1:30 o'clock p.m.

Room 233, City Hall

Susan K. Reeder, Secretary  
Finance and Administration Committee

### A G E N D A

1. IN CAMERA AGENDA
2. CONSENT AGENDA
  - A. DELEGATION - Taxi Advisory Committee - 1997 Licence Fee Increases
    - (a) Recommendation - City Clerk - Licence Fee Increases - Taxi and Livery
3. TREASURER/PARKING AUTHORITY

Funding of Cash Flow Shortage - Parking Authority
4. CITY CLERK
  - (a) Ontario Hydro Appointee to Hamilton Hydro Electric Commission
  - (b) Comments to the L.L.B.O. respecting the 1996 Grey Cup Festival applications
  - (c) 1991 Municipal Archives Report - Destruction of Records Freeze
  - (d) Destruction of Records By-law Amendment
5. CITY SOLICITOR

Information Report - The Canada Marine Act

Urban/Municipal Librarian  
Hamilton Public Library  
2nd Floor



6. **DIRECTOR OF PROPERTY/ CHIEF ADMINISTRATIVE OFFICER**

Offer to Purchase - 940 Queensdale Avenue East, Tomislav Sajic

7. **FIRE CHIEF/CHIEF ADMINISTRATIVE OFFICER**

Hamilton Master Fire Plan

8. **CHIEF ADMINISTRATIVE OFFICER**

Financial Shared Services Study - City of Hamilton and Region of Hamilton-Wentworth

9. **ALDERMAN H. MERLING**

5% Parkland Dedication Fee (no copy)

10. **CORRESPONDENCE**

Hamilton Society of Architects - request for financial support

11. **OTHER BUSINESS**

12. **ADJOURNMENT**



A.

OFFICE OF THE CITY CLERK

MEMORANDUM

\*\*\*\*\*

TO: Alderman D. Drury  
Taxi Advisory Committee

YOUR FILE:

FROM: Susan K. Reeder, Secretary  
Finance and Administration Committee

OUR FILE:  
PHONE: 546-2753

SUBJECT: Taxi Licence Fee Increases - Delegation  
invited to the Finance and Administration  
Committee

DATE: 1996 June 4

This will confirm that the Finance and Administration Committee, at its meeting held Tuesday, 1996 May 21st were in receipt of your report recommending a 20% increase in the licence fees for the a number of categories (copy of your report herein attached).

As a result of discussions on this matter by the Committee, the following recommendation was approved:

- (a) That all new taxi and livery licences for the remainder of 1996 be issued on the basis of the following new licence fees in addition to the new licence processing fee approved for all new licences by City Council on 1996 February 27th:

	<u>Current</u>	<u>Proposed</u>
Taxi Cab Driver	\$ 50	\$100
Taxi Cab Broker	\$270	\$540
Taxi Cab Leases - new	\$ 60	\$120
Livery Vehicle	\$210	\$420
Livery Driver	\$ 50	\$100

- (b) That the City Solicitor be authorized to prepare the appropriate By-law.
- (c) That a three-person delegation from the Taxi Advisory Committee be invited to come to the June 18th meeting of the Finance and Administration Committee to discuss the 1997 fee increases.

Page Two

Would you please confirm with me if there will be a delegation at the June 18th meeting of the Finance and Administration Committee. As well, should there be a written submission from the Taxi Advisory Committee, I will include it in the Committee Agenda.

Trusting that confirmation of this matter is of assistance.

SKR

cc Alderman B. Charters, Chairman, Finance and Administration Committee  
J. Schatz, City Clerk  
A. Ross, City Treasurer

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

A. (a.)

**DATE:** 1996 May 27th

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

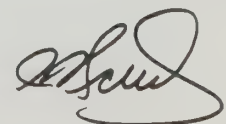
**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** Licence Fee Increases - Taxi and Livery

**RECOMMENDATION:**

- (a) That if the recommendation of the Taxi Advisory Committee is approved whereby licence fee increases for the Taxi and Livery categories be limited to a 20% increase that the 1997 additional projected revenue of \$133,830 approved by City Council on 1996 February 27 from the Taxi and Livery categories be reduced by \$107,060 to \$26,770 or alternatively;
- (b) That if the recommendation of the Taxi Advisory Committee is not approved by the Finance and Administration Committee that the total additional revenue of \$133,830 for 1997 from the Taxi and Livery categories be apportioned as follows:

	<u>Current</u>	<u>Proposed</u>	<u>Revenue</u>
Taxi Cab Driver	\$ 50	\$100	\$ 45,000
Taxi Cab Owner	\$210	\$420	\$ 68,250
Taxi Cab Broker	\$270	\$540	\$ 810
Taxi Cab Leases-new	\$ 60	\$120	\$ 4,800
Taxi Cab Leases-renewal	\$ 30	\$ 60	\$ 4,140
Livery Vehicle	\$210	\$420	\$ 10,080
Livery Driver	\$ 50	\$100	<u>\$ 750</u>
			\$133,830



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

A licence fee loss of \$107,060 in 1997 will result if the recommendation of the Taxi Advisory Committee is approved.

**BACKGROUND:**

City Council, on the recommendation of the Committee of the Whole on 1996 February 27th, approved licence fee adjustments effective 1997 January 1st for all renewal licences in the various licence categories. City Council also approved adjusted licence fees for all new and transfer licence applications effective 1996 April 1st.

City Council, on the recommendation of the Committee of the Whole, adopted the following motion:

"That the proposed licence fee increases for Taxi Cab Driver, Taxi Cab Owner, Taxi Cab Broker, Livery Vehicle and Livery Driver be tabled for one meeting and that staff report back on receiving the same total amount of revenue, but that it be apportioned more fairly."

City Council, in approving the licence fee adjustments approved the total amount of additional revenue to be realized from adjusted fees in the taxi cab and livery vehicle categories but referred back for a further report the actual amount of the licence fee adjustments for each of the individual licences in the taxi cab and livery vehicle categories. This report was requested in order to allow staff to bring back a recommendation that would still realize the total revenue for the taxi cab and livery vehicle categories but reduce the increase for the taxi cab and livery vehicle drivers.

The above recommendation noted in sub-section (b) achieves City Council's direction to staff by reducing the original proposed increase to taxi cab and livery vehicle drivers and increasing the licence fee for taxi cab and livery vehicle owners and brokers. The original recommendation from staff provided for a licence fee of \$185 for all mobile licence categories.

cc     A. Ross, City Treasurer

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

3.

**DATE:** 1996 June 11

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. G. Baker, General Manager  
The Parking Authority of the City of Hamilton

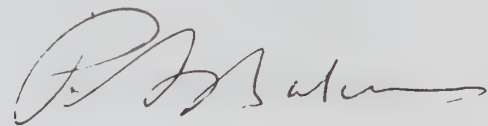
Allan C. Ross, Treasurer  
The Corporation of the City of Hamilton

**SUBJECT:** Funding of cash flow shortage - Parking Authority

**RECOMMENDATION:**

- (a) That the City Solicitor be authorized to revise the Capital Fund Loan (\$7,000,000). Agreement dated 23rd day of February, 1994 between the Corporation of the City of Hamilton and the Parking Authority of the City of Hamilton to incorporate the following clauses:
- (i) that the interest rate of the above loan be revised from: "the prime lending rate available to the City from its banker, plus 1½", to "43 basis points above the annual average 10 year Canada Bond Rate per year, with the interest rate set based on January 1, April 1, July 1, and October 1";
  - (ii) that the Reserve for Off Street Parking have no minimum maintenance balance requirement as outlined previously;
  - (iii) that the Capital Fund Loan agreement of \$7,000,000 be reduced to \$4,000,000 and be available for land acquisition and development of carparks;
  - (iv) that the current Capital Loan balance of \$359,300 and any requirements up to the revised amount of \$4,000,000 be financed from the Reserve for Debt Charges, Account Centre No. CH00108.
- (b) That the new acquisition of future carparks be frozen for four consecutive years until existing debt charges are fully paid as outlined in the enclosed financing plan, Schedule "A"; and

- (c) That the City Treasurer and the General Manager of the Parking Authority be authorized to reduce the Parking Authority 1996 Capital Project - Upgrade existing facilities (Project No. 209.1) from \$250,000; and study and design (Project No. 210.1) for \$50,000 (for a total of \$300,000) to \$100,000 for carpark development/upgrades; and
- (d) That the City Treasurer be authorized to provide temporary financing from the Reserve for Debt Charges, Account Centre No. CH 00108 at an interest rate outlined below to pay for the Parking Authority debt charges for the years 1996, 1997 and 1998; and
- (e) That the City Treasurer be authorized to set the short term borrowing rate for payment of debt charges at 43 basis points above the annual average 5 year Canada Bond Rate per year with the interest rate set based on January 1, April 1, July 1, and October 1.



#### **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The financing plan as outlined in Schedule "A" will provide the following financial consequences:

- (i) The projected year end negative cash balance of the Reserve for Off-Street Parking for 1996 through 1998 is offset due to financing from the City Reserves; and
- (ii) The interest rate on the capital fund loan and debt charge financing charged to the Parking Authority would be below that of regular lending institutions; however, the City would still earn its normal investment rate of return on reserves utilized in this financing plan; and
- (iii) There will be no new debenture issue for the Parking Authority projects in the near future; and
- (iv) The Parking Authority would continue to adhere to its practice of not impinging on any aspect of the civic tax base, while at the same time remaining a regular source of tax revenue and parking revenues on behalf of the City.

## **BACKGROUND:**

The Parking Authority Board approved the concept in principle at their meeting of May 21, 1996.

## **DISCUSSION:**

In October, 1987 the Eaton Parkade was opened on York Boulevard. This structure was built by the City as part of its agreement to encourage Fairview-Cadillac to construct the Eaton Centre. Financial analyses at this time provided justification to place the total debt for this structure into the carpark operation itself. Because of the debenture terms available, it was also necessary to place this debt into a 10-year repayment programme (which in itself is very difficult on "cash flow"). There were no provisions for any "cash-in-lieu" contributions, or for any subsidies from future increased taxes which would grow out of the tax base as a result of the new development (a common provision in many North American cities).

Since 1988 the **Parking Authority** has referenced this debt picture as an item for concern in its annual Capital Budget presentation to Council. The added pressure of a recession in the early 90's caused a virtual collapse of parking rates (back to pre 1985 levels in many locations). The creation of added suburban malls and box stores plus the pull out of several employers from the Central Business District have further reduced parking fee revenues over the period.

As further background the committee should be aware that, in the past five (5) years the Parking Authority has assumed financial responsibility for a number of city carparks which had been built from funds not within the Parking Reserve account. This provided immediate assistance to the City budget and removed a collective "administration fee" from the revenue line of the Authority. It also meant that the repairs on these carparks would be fully funded from the Parking Authority resources; which magnified the negative cash flow resulting from this move. The carparks involved were:

- (1) #40, City Hall
- (2) #67, Queen/Hess
- (3) #69, York Blvd. Parkette
- (4) #13, James/Wilson
- (5) #65, McGill Street
- (6) #37, Convention Centre (jointly owned with Province)

Once the above City carparks were transferred to the Authority as a part of their parking lots, the Authority lost a significant source of revenue "Administration Fees" over the last five years. The Parking Authority funds spent in their repair amounted to approximately \$950,000.

Notwithstanding, the resulting effect of these actions on the bottom line of the Parking Authority, the redesignation of the above properties as being entirely within the administrative and financial structure of the Parking Authority has made business sense to both the Parking Authority and the City.

#### **FINANCIAL ACTIONS IMPLEMENTED:**

For several years the **Parking Authority** has been constantly adjusting its priorities and policies which have been reflected in its budgets. In 1995 the Parking Authority took a future perspective by reviewing its financial programme to date as well as adopting a current very aggressive Business Plan. Various projections were provided to the Finance and Administration Committee (in a meeting in mid 1995) which took the financial picture out to approximately the year 2000. It was indicated that the Parking Authority would likely be returning to this committee in the near future with a request to provide temporary financing arrangements for the shortfall of funding available in the Reserve for Off Street Parking while completing the payout of the debenture on the Eaton Parkade.

Despite these actions, the Reserve for Off Street Parking has been depleted, over time, and interest earned on its balances has become smaller and smaller. At the end of 1995, the Reserve balance stood at \$68,493.

#### **CURRENT EXTERNAL DEBT STRUCTURE:**

<u>Year</u>	<u>Debt Charges</u>
1996	\$1,036,311
1997	1,071,073
1998	<u>711,073</u>
	<u>\$2,818,457</u>

#### **ANALYSIS OF FINANCING PLAN:**

A ten year financing plan has been drawn out and reviewed with the Treasury Department as outlined in Schedule "A".

The essence of the plan is to utilize the City's Reserve for Debt Charges to reschedule the Eaton's Parkade debt charges to be payable by the Parking Authority over a 9 year rather than a 3 year period. The external debt charges would be paid from the Debt Charge Reserve, which would then be repaid over time by the Parking Authority. Interest would be charged at a rate approximately equal to the rate payable on a 5 year external debenture. Based on projected operating surpluses and the desire to maintain reasonable Parking Reserve balances (to allow for modest variations from projections), it would be 2004 before all outstanding amounts are repaid.

Three other actions are proposed in concert with this debt rescheduling plan:

- (1) The previously authorized Capital Loan Fund between the City and the Parking Authority is being reduced from \$7 million to \$4 million, and relevant funding sources and interest rate charged ratified.
- (2) It is proposed that new carpark acquisitions be frozen for four years until the external debt charges are repaid.
- (3) 1996 capital projects are being reduced and consolidated.

These steps are intended to ensure that the Parking Authority does not become overextended on other projects while this debt rescheduling and consolidation is taking place.

**SUMMARY:**

The financing plan maintains the Parking Authority's Capital plan as outlined in the City's Capital Budget plan for 1997 through 2005 except for 1996. There are some restrictions placed in the new acquisitions for the first four years. All current operating budget expenditures and revenues will be monitored on an annual basis and the Authority will bring to Council's attention any significant changes in the portfolio by way of the budget process.

The overall effect of this recommendation is to reschedule the remaining **Parking Authority** debt load out over a longer and more manageable period of time, while ensuring appropriate returns to the City's reserve portfolio.

PB/NRA:jc  
Encls.

c.c. J. G. Pavelka, P.Eng., Chief Administrative Officer  
P. Noé Johnson, City Solicitor, Attention: L.E. Farr

THE PARKING AUTHORITY OF THE CITY OF HAMILTON  
Schedule "A" (Page 1 of 2)  
STATUS OF RESERVE FOR OFF STREET PARKING WITH INTERIM FINANCING FROM THE CITY

**SECTION "1"**

YEAR (1)	OPENING RESERVE BALANCE (2)	OPERATING REVENUE LESS EXPENDITURE (3)	INTEREST ON RESERVE (4)	PARTIAL PAYMENT OF DEBT CHARGES (5)	REPAYMENT OF DEBT CHARGES/ FINANCING COST (6)	INTEREST ON CAPITAL LOAN (7)	NET OPERATING PROFIT/(LOSS) (8)	USE OF RESERVE (9)	NEW LOTS - NET OPERATING PROFIT AFTER FINANCING COSTS (10)	SALE OF SURPLUS LANDS (11)	CLOSING RESERVE BALANCE (12)	YEAR (13)
1996	72,393	405,762	14,676		63,042	128,744	228,652	(100,000)			201,045	1996
1997	201,045	500,000	41,358		140,808	280,044	120,506	(150,000)		395,000	566,551	1997
1998	566,551	550,000	60,594		197,096		413,498	(150,000)			830,049	1998
1999	830,049	550,000	53,100		555,747		47,353	(150,000)			727,402	1999
2000	727,402	600,000	47,029		580,197		66,832	(150,000)			644,233	2000
2001	644,233	600,000	38,842		600,997		37,845	(150,000)			532,078	2001
2002	532,078	600,000	30,234		618,147		12,087	(150,000)	20,000		414,165	2002
2003	414,165	700,000	29,335		631,647		97,688	(150,000)	40,000		401,852	2003
2004	401,852	700,000	31,649		609,954		121,695	(150,000)	60,000		433,547	2004
2005	433,547	700,000	83,753		0		783,753	(150,000)	80,000		1,147,300	2005
		5,905,762	430,570	0	3,997,637	408,788	1,929,907	(1,450,000)	200,000	395,000		

**SECTION "2"**

CAPITAL LOAN (LAND ACQUISITION) REPAYMENT SCHEDULE					REPAYMENT OF DEBT CHARGES SCHEDULE					
YEAR (1)	PRINCIPAL (2)	INTEREST (3)	ANNUAL INSTALMENT PAYMENT (4)	CAPITAL LOAN OUTSTANDING (5)	DATE OF LOAN (1)	PRINCIPAL (2)	INTEREST (3)	ANNUAL PAYMENT (4)	DEBT CHARGES LOAN OUTSTANDING (5)	DEBT CHARGES OUTSTANDING (6)
1995				359,300	01 – Mar – 96	0	63,042	63,042	1,036,311	1,036,311
1996	100,000	28,744	128,744	259,300	01 – Mar – 97	0	140,808	140,808	2,107,384	1,071,073
1997	259,300	20,744	280,044	0	01 – Mar – 98	0	197,096	197,096	2,818,457	711,073
1998	0	0	0	0	1999	350,000	205,747	555,747	2,468,457	2,818,457
1999	0	0	0	0	2000	400,000	180,197	580,197	2,068,457	
2000	0	0	0	0	2001	450,000	150,997	600,997	1,618,457	
2001	0	0	0	0	2002	500,000	118,147	618,147	1,118,457	
2002	0	0	0	0	2003	550,000	81,647	631,647	568,457	
					2004	568,457	41,497	609,954	0	

**SECTION "3"**

THE CITY'S RESERVE FOR DEBT CHARGES (CH 00108):

YEAR (1)	OPENING RESERVE BALANCE (2)	PROJECTS FINANCED (3)	FINANCING CAPITAL LOAN (4)	FINANCE PARKING AUTH. DEBT CHARGES (5)	REPAYMENT OF PARKING AUTHORITY DEBT CHARGES WITH INTEREST COST (6)	INTEREST EARNED (7)	PROVISION FOR DEBT CHARGES ADJUSTMENT (8)	CLOSING RESERVE BALANCE (9)	YEAR (10)
1996	5,261,551	366,667	259,300	1,036,311	63,042	291,413	1,597,000	5,550,728	1996
1997	5,550,728		(259,300)	1,071,073	140,808	272,488	38,000	5,190,251	1997
1998	5,190,251			711,073	197,096	193,947	(1,176,000)	3,694,221	1998
1999	3,694,221				555,747	189,054	(838,000)	3,601,022	1999
2000	3,601,022				580,197	226,801	(88,000)	4,320,021	2000
2001	4,320,021				600,997	217,924	(988,000)	4,150,942	2001

**ASSUMPTION:**

1. THE CAPITAL LOANS (LAND ACQUISITIONS) ARE TEMPORARILY FINANCED FROM THE CITY'S RESERVE FOR DEBT CHARGES (CH 00108)
2. THE PARKING AUTHORITY DEBT CHARGES ARE TEMPORARILY FINANCED BY THE CITY'S RESERVE FOR DEBT CHARGES (CH 00108)
3. THE CAPITAL LOANS ARE REPAYABLE AT 43 BASIS POINT ABOVE THE AVERAGE 10 YEAR CANADA BOND RATE
4. THE SHORT TERM BORROWINGS (DEBT CHARGES) ARE CHARGED AT 43 BASIS POINT ABOVE THE AVERAGE 5 YEAR CANADA BOND RATE
5. ALL INTEREST INCOMES ARE CREDITED TO THE CITY'S GENERAL INTEREST INCOME

8.000%  
7.300%

Col 2      Parking Authority Reserve Balance:

The Parking Authority Reserve as of January 1, 1996 was \$68,494 (currently, \$72,393).

Col 3      Operating Surplus:

A careful review of the current operations indicates an operating surplus of \$400,000 in 1996 increasing to \$700,000 in 2005 noted in Section 1, Column (3). The status of all revenues and expenses is closely monitored and will be the subject of future reviews with the Finance and Administration Committee.

Col 4      Lists the interest earned by the Authority on the Reserve for Offstreet Parking Account.

Col 8      Operating profit after deductions for annual principal and interest.

Col 9      Funding line for capital expenditures

Col 10      Future profits on carparks yet to be considered.

Col 11      Expected return on sale of current carparks declared surplus to the needs of the Parking Authority.

Col 12      Closing Balance of Parking Authority Reserve.



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

4. (a.)

**DATE:** 1996 May 27

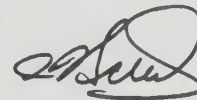
**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Hamilton Hydro Electric Commission - Appointment of  
Ontario Hydro's Representative

**RECOMMENDATION:**

That in keeping with Ontario Hydro's policy respecting the appointment of commissioners to municipal commissions, that the City submit to Ontario Hydro, a list with a minimum of two possible candidates from the list of applicants attached hereto and marked as Appendix "A", to assist Ontario Hydro in making its citizen appointment to the Hamilton Hydro Electric Commission.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** n/a

**BACKGROUND:**

The term of office for Mary Lou Dingle, Ontario Hydro's appointee on the Hamilton Hydro Electric Commission expires 1996 August 31. To assist Ontario Hydro in making its citizen member appointment, the City is required to supply Ontario Hydro with a list of possible candidates containing a minimum of two names.

In keeping with past practice, an advertisement was placed in The Spectator on 1996 May 14 inviting citizens who wish to be considered for appointment to the Hamilton Hydro Electric Commission, as the Ontario Hydro representative, to submit a letter of application.

Attached is a list of applicants that expressed an interest in being considered for appointment.

attached

## **Appendix "A"**

### **Hamilton Hydro Electric Commission**

#### **Applicants:**

- a) George Davidson, 30 Buckingham Drive, Hamilton L9C 2G5
- b) Donald Jervis, 31 Falkirk Drive, Hamilton L9B 1A3
- c) Ollie Thomson, 604-21 East Avenue South, Hamilton L8N 2T3

RESUME OF APPLICANT REQUESTING CONSIDERATION FOR APPOINTMENT  
TO THE HAMILTON HYDRO ELECTRIC COMMISSION:

GEORGE DAVIDSON  
30 Buckingham Drive  
Hamilton, Ontario  
L9C 2G5  
(905) 389-6378

Retired: Age 61

Born and Educated, Hamilton, Ont.

CAREER EXPERIENCE:

1953-1955      The Royal Bank of Canada  
                  : Management Trainee

1955-1995      The Hamilton Hydro Electric System  
                  : Retiring in 1995 as Secretary-Treasurer

VOLUNTEER EXPERIENCE:

Previous:        Hamilton Library Literacy Program  
                  Hamilton Wentworth District Health Council

Current:        Neighbour to Neighbour Food Bank

With my experience and knowledge, I feel that I could well  
represent the citizens of Hamilton as a Hydro Commissioner.

Respectfully



George Davidson

31 Falkirk Drive  
Hamilton Ont  
L9B 1S3

24 May 1996

MAY 24 1996

Mr J Schatz  
Clerk - City of Hamilton  
City Hall  
Hamilton Ont

HAND DELIVER

Dear Mr Schatz

I understand that City Council will shortly recommend someone to be the Ontario Hydro appointee to the Hamilton Hydro Electric Commission

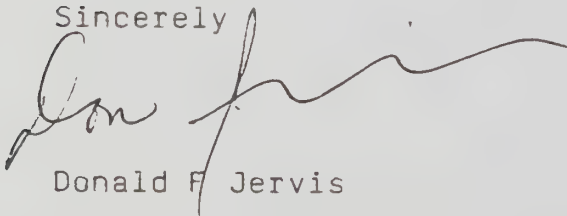
Please convey to Council my interest in being considered for this appointment

I am now retired and my time is completely flexible

I am available for interview at Council's convenience. Please phone me at 905/383-3908 to arrange

I have enclosed a personal resume for council's perusal

Sincerely

A handwritten signature in dark ink, appearing to read 'Don Jervis', with a long horizontal flourish extending to the right.

Donald F Jervis

PERSONAL RESUME

OF

DONALD F. JERVIS

## PERSONAL

Age	-	63 Years
Family	-	Married for 38 years
	-	Two adult sons
Health	-	Excellent
Habits	-	Non-smoker
	-	Temperate drinker
Punctuality	-	Excellent
Absenteeism Record	-	Excellent. Have not missed a day of work in past four years

## EDUCATION

BASIC	Grade X111 Stathroy District Collegiate Institute
OTHER	Various systems, purchasing and management courses throughout my career
MOST NOTEWORTHY	Earned the Designation- Certified Computer Professional - CPP (recognized for scoring in top 5%)  Awarded by the Institute For the Certification of Computer Professionals

## WORK HISTORY

I have worked for 46 years, with no break in employment, for three employees.

### Region of Hamilton-Wentworth

- 1974 to 1994
- Various responsibilities in stores, systems and administration
- Manager of Administration in Transportation Services (HSR) at time of Retirement
- Accepted early retirement package in December 1994 (14 months ahead of normal retirement date)

### Wright Line Of Canada

- 1972 to 1974
- Direct selling - computer storage media and accessories
- Member of President's club, for selling quota during my one full year

### Canadian Cannery Ltd.

- 1948 to 1972
- Various responsibilities including Warehouse Foreman, Purchasing Agent and Data Processing Manager
- Information Systems Manager, at time of leaving

## MEMBERSHIPS & OTHER INTERESTS

### Data Processing Management Association

- Charter member of Hamilton Chapter
- Held most offices including President
- 2 years Regional Vice President
- 1 year International Vice President
- Earned Association Individual Performance Award, diamond level

### Hamilton Wentworth Progressive Conservative Association

- Held most offices including that of President
- Presently Past President

### Niagara-Hamilton Association of Baptist Churches

- Held many offices including that of Moderator
- Presently Treasurer

### Baseball/Soft Ball

- Have participated as player, coach and umpire at many levels
- Presently coach of Slo-Pitch team in Municipal Employees' League

### Lay Preaching

- Have been active as a lay preacher, as pulpit supply etc. for many years

### Other Memberships

- Urban Information Systems Association
- Civitan International
- Society of Certified Computer Professionals
- Gilkson Community Council

May 23rd., 1996

Mr. J. J. Schatz,  
City Clerk,  
City of Hamilton,  
71 Main Street West,  
Hamilton, Ontario

Dear Sir;

Re: Spectator advertisement for a citizen appointment to  
Hamilton Hydro Electric Commission.

Please accept this letter as my application for a citizen appointment to the Hamilton Hydro Electric Commission.

The Hamilton Hydro Electric Commission plays a very important part in our quality of life and the sustainability of our city. In these uncertain economic times it makes sense to work together to provide a good level of service at the lowest possible cost. I would like to be part of the team in maintaining this level.

I have significant experience in understanding the role of a Board which governs a public institution and how to work within such an environment. I appreciate the separation of the policy and planning role of a Board and the day -to -day management of an organization.

My past experience in serving on various Boards and Committees, along with policy and decision making, has included dealing with the budget process, labour negotiations, working with consultants and acting as Chairperson.

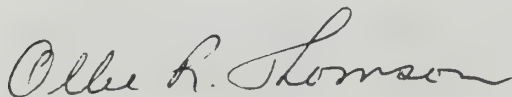
My level of involvement in business, political process and the community has required a high standard of personal ethics, and a sense of responsibility that includes the ability to plan and manage time and resources. It has allowed me to develop skills in thinking logically, evaluating situations, solving problems and making decisions.

As a self employed business person, I am involved in the business community through my active participation in our local Chamber of Commerce and other business networks. I have also been an active member of various organizations that have constructively dealt with energy costs, energy conservation and education.

I feel my work experience in the financial and management fields, combined with my personal involvement and commitment to the community, would allow me to make a positive contribution to the Hamilton Hydro Electric Commission.

Thank you for giving consideration to my application.

Yours truly,



Ollie R. Thomson,

21 East Avenue South,  
Suite 604,  
Hamilton, Ontario

## RESUME

Ollie R. Thomson (Ms.)  
21 East Avenue South, Apt. 604  
Hamilton, Ontario L8N 2T3

Phone: 527 8373 (H)

Fax: 572 7500

### Work Experience:

- 1989 - 1996: Self-employed - Currently consulting on a project basis for About Town - Event & Meeting Planners
- Consultant working with businesses, organizations and associations to organize and co-ordinate their conferences, workshops, seminars and special events. I meet with clients, staff or committee to assess their needs, develop a budget and theme, recommend facilities, negotiate contracts, do planning and logistics.
- 1986 - 1988 Manager, retail outlet and area sales representative - duties included hiring and supervision of staff, sales, marketing and inventory control.
- 1980 - 1985 Elected representative - Region of Hamilton Wentworth
- Served on the following committees: Planning, Finance, Social Services, Engineering. Dealt with constituents to solve many problems in areas of planning matters on a regional and local level.
- Chair: Regional Human Resources Committee  
Chair: Employees Suggestion Committee
- 1976 - 1985 Elected ward representative - City of Stoney Creek
- Served on the following committees: Planning, Executive, Budget, Engineering, Legislative, Parks & Recreation.
- Chair: Licensing and Fire Department Committees
- Chair: of committee to plan, design and construct a main fire hall in the City. Involved with land acquisition, rezoning process and architectural details.
- Previously employed for nine years with the Bank of Montreal, London and Hamilton - worked in Loans department, investment department, business development and community relations.

### **Continuing Education:**

- 1992 Environmental Waste Management and Audit - 12 week course
- 1991 Computers - DOS, WordPerfect, Windows
- 1990 Time Management - S.M.I. six month course
- 1988 - 89 Mohawk College - Sociology 1 and 2
- 1987 - 88 Mohawk College - Business management in the Hospitality Sector
- Park Business School - Secretarial Business Course
- Pelham District High School - Commercial studies

I continue to attend various seminars and workshops on business, marketing, community planning, hospitality, tourism, environment, sustainable development, motivation and communication

*I believe learning is a life-long process.*

### **Community Involvement:**

Hamilton & District Chamber of Commerce - Business Development Committee - Hospitality and Tourism Committee (alternate member)  
Chair - Environmental Issues Committee (1992 - 95)

Member - planning committee for annual Outstanding Business Achievement Awards (1995)

Chair - (1995-96) Hamilton Wentworth Green Venture - Home and Business Green-ups dealing with energy and water conservation, recycling and other sustainable practices

Chair - (1995-96) Steering Committee - Hamilton Wentworth Green Communities Initiative - Regional Committee - Vision 2020

Eco-tourism Advisory Group - Support the Region's Economic Development Department to market this region as an Eco-tourism destination

Aquafest - member of planning committee from 1992 to present

Go Hamilton Task Force - to achieve environmental excellence in our community and encourage agencies and companies to locate in our region

Sustainable Community Development Committee - Founding Member (1993 to present) to plan ongoing community participation in following the recommendations of Vision 2020 (Regional committee)

Planning committee for Business in the Environment symposium - a future symposium is being considered

B.E.S.T. - (Business and Environment Support Team) providing support and information to the small business community

R.E.A.C. - (Regional Environmental Advisory Committee) an advisory group providing recommendations to Regional Council on environmental issues.

Literacy Core Development Team - Educational program "Greening your School" a project through the Hamilton Region Conservation Authority and the Boards of Education to provide leadership and training in the schools.

Board of Management - Wentworth Condominium #116 - Board member dealt with management of multi-residential building including budgets, contracts, security and maintenance.

#### **Previous and Present Boards and Committees:**

Board of Directors - Art Gallery of Hamilton

Hamilton Waterfront Committee

Hamilton Flag Committee

Social Planning & Research Council

Hamilton Status of Women

Multicultural Centre

Volunteer Bureau of Hamilton

Lung Association of Hamilton

Special Olympics of Ontario

S.P.C.A. - Special Fundraising Committee

Community Policing Centres

Sesquicentennial Celebrations

4. (b.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 June 14

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** Liquor Licence Board Applications - 1996 Grey Cup  
Festival

**RECOMMENDATION:**

- (a) That the City of Hamilton advise the Liquor Licence Board of Ontario that it deems the 1996 Grey Cup Festival being held in Hamilton in 1996 November to be an event of national and municipal significance; and,
- (b) That the Liquor Licence Board of Ontario be advised that the City of Hamilton has no objection to the issuance of Special Occasion Permits applied for under the auspices of Grey Cup 1996 Hamilton Inc.; and,
- (c) That the Liquor Licence Board of Ontario be advised that the City of Hamilton has no objection to the extension of hours of the above-noted Special Occasion Permits being applied for under the auspices of Grey Cup 1996 Hamilton Inc. until 2:00 o'clock a.m. for the purposes of providing consistency of hours with these Permitted areas and the licenced establishments in the City of Hamilton; and,
- (d) That the Liquor Licence Board of Ontario be advised that the City of Hamilton supports the application of the 1996 Grey Cup Festival Committee for a special exemption which would permit the consumption of alcoholic beverages in the tiered seating area in the lower bowl of Copps Coliseum in connection with activities planned for November 21st, 22nd and 23rd.



## **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

### **BACKGROUND:**

The 1996 Grey Cup Festival will include a number of areas to be licenced as part of the celebration activities. These areas will require Special Occasion Permits from the Liquor Licence Board of Ontario. In order for the L.L.B.O. to consider these applications, it is required that the City deems the event to be of national and municipal significance, and also to indicate that the City has no objection to the issuance of these Special Occasion Permits. The City's comments on these matters does not approve the applications, but rather allows the L.L.B.O. to give consideration to the applications.

Sub-section (d) of the recommendation will also allow the L.L.B.O. to give consideration to an application for a special exemption in order to permit the Organizers to maximize space within Copps Coliseum for the Entertainment planned for November 21, 22 and 23rd.

The Dance/Entertainment being proposed will utilize the floor area of Copps Coliseum for the music and dance area, and the dispensing of alcoholic beverages. Approval to allow the consumption only of alcoholic beverages in the seating area of Copps Coliseum will allow a greater number of people to participate in this event. Patrons would use the seating area to passively view the on-stage entertainment and activities taking place on the floor area of Copps Coliseum.

The Grey Cup Festival Organizers have indicated that the L.L.B.O.'s approval to allow the seating area of Copps Coliseum to be used is crucial to the financial viability and success of this Dance/Entertainment event. It is anticipated that this event could accommodate upwards of 6,000 people.

c.c.: Nick Catalano, Director of Economic Development  
Gabe Macaluso, Director of HECFI  
Marnie Paikin, Co-Chair, Grey Cup '96  
Norman Haac, Chair, Festival Events  
Don Bowman, Exectutive Director Grey Cup '96

4. (c.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 June 12

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. J. Schatz  
City Clerk

**SUBJECT:** 1991 Municipal Archives Report  
Destruction of Records Freeze

**RECOMMENDATION:**

- (a) That City Council lift the freeze on the destruction of potentially archival records as established by the adoption of the Municipal Archives Report in 1992 and establish a Records Review Committee to consider requests for the destruction of these records on a case by case basis.
- (b) That the Records Review Committee be comprised of the following staff members:  
  
Darryl Lee, Supervisor of Records/F.O.I. Officer  
Brian Henley, Hamilton Public Library, Special Collections  
Phil Hooker, Law Department, Senior Solicitor
- (c) That a listing of potentially archival records approved for destruction by the Records Review Committee be submitted to the Finance and Administration Committee for final approval as required.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

- 1. The adoption of this Recommendation would relieve strain on cramped City Hall storage facilities (primarily basement level) freeing up valuable floor area for more cost effective uses.
- 2. The destruction of most potentially archival records would be authorized in accordance with the City's Records Retention and Destruction of Records By-law 81-217, as amended passed by City Council 1981 July 28.

## BACKGROUND:

In response to concerns over the preservation facilities for the City's historically important records and at the request of Hamilton City Council, the Hamilton Public Library Board established a Committee in December 1987 to examine the need for a Municipal Archive. A subsequent decision was made to broaden the terms of the investigation to include the Regional Municipality of Hamilton-Wentworth and its constituent Municipalities.

Former Alderman David Christopherson served as the initial Chairperson of the Archive Steering Committee and was responsible for the initiation of the Study. The culmination of the Committee's work resulted in the final report of the Archive Steering Committee prepared by Lord Cultural Resources presented in March of 1991. This Report was subsequently received by City Council 1992 May 12.

As part of the Investigation and Report, detailed records series held by all City of Hamilton Departments were developed. These records inventories identified some records series as archival or potentially archival if warranted. In the case of the City of Hamilton some 6,670 cubic feet of records were identified as archival or potentially archival.

The Report emphasized that in addition to the safe and secure storage of all identified archival records, records identified as potentially archival should receive a more detailed archival analysis to determine their actual archival status. The Report indicated that this evaluation should be conducted before any decision is made with respect to the destruction of potentially archival records.

Three identifiable problems have developed pursuant to the adoption of the Report of the Archive Steering Committee. First a serious strain has developed with respect to record storage facilities as departments try to cope with the retention requirements on archival and potentially archival records established by the Report. The limited records storage facilities of each Department have been severely taxed attempting to retain records not eligible for destruction pursuant to the Archive Report.

Secondly, as departments attempt to cope with limited storage facilities there is concern that those records worthy of an archival designation are not being housed in a manner conducive to their long term well being. An improved storage environment for these archival records is also needed at this time.

Finally, there exists no mechanism for Departments to conduct a detailed review of potentially Archival Records which may be unworthy of permanent retention. An example may best illustrate this situation. The City's Treasury Department has in its possession many years of Tax Collector Rolls stored in their basement. Many of these more recent Collector's Rolls are comprised of large computer generated pages outlining the total taxes payable for City of Hamilton properties. These Roll books have all previously been microfilmed and can be reproduced upon request by the Treasury Department.

All of these Tax Rolls have been identified as potentially archival under the Archives Study. A look at some of these more recent Tax Rolls would suggest that they might not be worthy of an Archival Designation, as they are simply computer generated records.

In order to properly implement the intentions of the Archives Study, a mechanism must be established to provide some flexibility in determining whether potentially archival records be retained or destroyed, the adoption of this Recommendation would introduce this much needed flexibility. Further investigation and study will be conducted by this Department in order to present options for a Central Repository for City of Hamilton archival records.

c.c. Ken Roberts, Chief Executive Officer, Hamilton Public Library  
Patrice Noé Johnson, City Solicitor, Law Department  
Allan Ross, Treasurer, Treasury Department



4. (d.)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 June 12

**REPORT TO:** Mrs. Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Destruction of Records By-law Amendment

**RECOMMENDATION:**

- (a) That a by-law be prepared to amend the Destruction of Records By-law 81-217, in order to establish a Records Retention Schedule for the City's Property Department, and amend Retention Schedules for the City Clerk's Department, Fire Department and the Traffic Division of the Public Works and Traffic Department.
- (b) That the City Solicitor be authorized and directed to prepare the necessary by-law amendment.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The Ontario Municipal Act, R.S.O. 1990, Chapter M45, Section 116, prohibits any Municipality from destroying any records or documents except in accordance with a by-law establishing record and document retention periods. In order to ensure compliance with the Municipal Freedom of Information and Protection of Privacy Act and to adequately respond to record requests, all Municipal Departments must be able to clearly identify each record series in their possession and be aware of their required length of retention.

The establishment of a Destruction of Records Schedule for the City's Property Department will ensure that eligible records are destroyed in accordance with a duly authorized Destruction of Records By-law. The inclusion of a Retention of Records Schedule for the Property Department will free up valuable floor area now being occupied by the accumulation of unrequired Property Department records. The need for this by-law amendment to permit the Property Department to legally destroy records has reached a critical juncture as their records storage areas have been exhausted.

Updating and amending the Destruction of Records Schedules for the City Clerk's Department, Fire Department and Traffic Division of the Public Works and Traffic Department will ensure that the By-law clearly recognizes the current record holdings of each Department and that record retention periods reflect other existing legislative requirements and the current operating needs of each Department.

The Ontario Municipal Act, R.S.O. 1990, requires that any by-law respecting the Retention and Destruction of Municipal Records requires the approval of the Auditor of the Municipality before becoming effective. A by-law to amend the City of Hamilton Destruction of Records By-law 81-217, would require subsequently approval of the City's Auditor before becoming effective.

### **BACKGROUND:**

In accordance with the requirements of Section 249 of the Municipal Act, 1970 as amended the City of Hamilton approved a By-law to authorize the Destruction of Records in certain Departments. The current Destruction of Records By-law was enacted by Council 1981 July 28.

The enactment of By-law 81-217 permitted City Departments to legally destroy various records and documents in their possession. The original By-law has been amended 5 times since 1981, to add additional Municipal Departments and to update existing Destruction of Records Schedules.

The preparation of this amending By-law represents the culmination of extensive consultations with each Department involved over several months. All amended Retention Schedules have been closely reviewed by a Review Group consisting of representatives from the applicable Department, the City Clerk's Department and the Law Department. The City's Freedom of Information and Records Management Committee previously determined that amendments to the Destruction of Records By-law should be conducted in two phases. The first phase that would be completed with the passage of this amending By-law involved those Departments in most need of revisions to their Retention Schedules and in the case of the Property Department the creation of their first Retention Schedule. Preparation of the second phase of By-law amendments involving all remaining City Departments will be commenced immediately to be followed by a reconsolidation of the By-law.

c.c. Patrice Noé Johnson, City Solicitor, Law Department  
Dan Vyce, Director of Property, Property Department  
Doug Lobo, Commissioner of Public Works and Traffic Department  
Chief Garry H. Smith, Fire Department

5.

**CITY OF HAMILTON**  
**- INFORMATION -**

**DATE:** 1996 June 12

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** P. Noé Johnson  
City Solicitor

**SUBJECT:** The Canada Marine Act

**BACKGROUND:**



At its regular meeting February 13, 1996, Council adopted a position on the management and operation of Hamilton's Harbour. This position consisted of 3 points:

- (1) to amend the Hamilton Harbour Commissioners' Act 1912
  - (a) to return the west harbour lands which are recreational, to the City of Hamilton;
  - (b) acknowledge Pier 8 as transitional between shipping and navigation/ and recreation; and
  - (c) give the HHC the mandate of what was then proposed as a Canada Port Authority;
- (2) to fund the beautification of the entrance to the City at the Skyway Bridge from the Harbour Commissioners' Capital Reserve; and
- (3) to initiate discussion with the Commissioners and local MP's to clarify and present if possible a unified approach.

At the March meeting of Finance and Administration Committee, it was further resolved that the Chairman of Finance and Administration and the Chairman of Planning and Development committees meet with Duncan Beattie and Pat Dillion, Harbour Commissioners in preparation for the discussion with local MPs.

Contemporaneously, there is an Ontario Municipal Board Hearing taking place initiated by the Harbour Commissioners' Appeal against the City's Official Plan and Zoning amendments. The hearing has consolidated many by-laws. This hearing has adjourned until two weeks in November based on the uncertainty of Federal legislation and legal position of the Harbour Commissioners.

## DISCUSSION

Monday, June 10th, the new Canada Marine Act was tabled in the House of Commons. The press release and announcement has been attached. From the material obtained to date, there is no direct reference to Hamilton's Harbour. If the option to apply for Canada Port Authority status remains, as it would seem, the criteria listed clearly exist in our Harbour:

- financial self-sufficiency
- diversified traffic
- strategic significance to Canada's international and domestic trade
- major railway and highway transportation links.

The challenges for this community remain the same.

- land use planning - by the Canada Port Authority
- harbour operation surplus - will be reinvested in the harbour
- governance - local governments role is minimal, if at all.
- local taxes - even the status quo is questionable (tenants paid)

The Canada Marine Act will be taken out of the House in committee for public input. The schedule will be forwarded to committee members when made available.

# News Release Communiqué

No. 81/96 For release  
June 10, 1996

## TRANSPORT MINISTER INTRODUCES CANADA MARINE ACT

OTTAWA — Transport Minister David Anderson today introduced the *Canada Marine Act* in the House of Commons.

The legislation will implement the federal government's National Marine Policy, announced in December 1995, which called for modernization of the marine management and regulatory regime, less red tape, and greater efficiency and effectiveness in the marine transportation sector.

"Modernization in the marine sector has a direct link to jobs and growth," said Mr. Anderson. "A stronger, more efficient marine transportation system will improve Canada's international trade performance. That means jobs."

"The *Canada Marine Act* will enable ports to respond more effectively to the needs of their customers, and will eliminate bureaucratic interference in all areas of the marine sector," he said.

The new act will:

- create—for the first time—a comprehensive piece of legislation governing the marine sector in Canada;
- improve the effectiveness of Canada's major ports by creating a National Ports System made up of independently managed Canada Port Authorities (CPAs);
- streamline the regulatory regime for the new CPAs and other ports currently administered by Transport Canada;
- dissolve Canada Ports Corp., thereby significantly reducing bureaucratic red tape and overhead costs for major ports;
- repeal the *Public Harbours and Ports Facilities Act* and provide the Minister with a range of options for commercializing public ports, including divestiture;

.../2



Government  
of Canada

Gouvernement  
du Canada

Canada

- allow the Minister to commercialize the operations of the Great Lakes–St. Lawrence Seaway system by entering into agreements with Seaway users or any other private-sector group to operate and maintain the Seaway;
- permit the Minister to enter into agreements with the private sector or other levels of government for the continuation of ferry services currently provided by Marine Atlantic Inc., and permit the corporation to dispose of any of its assets; and
- overhaul the marine pilotage system. The legislation will ensure that Pilotage Authorities recover all of their costs from users of their services. It will streamline the appeals process for new pilotage rates. It will also require that the Minister review, by Dec. 31, 1998, designated compulsory pilotage areas; cost-reduction measures; and licensing and certification standards for pilots, ship masters and officers; and report the findings to Parliament.

The National Marine Policy was developed following a comprehensive review of Canada's marine sector by the House of Commons Standing Committee on Transport in early 1995. Transport Canada also conducted its own consultations with shippers, carriers, other levels of government, trade associations and others in the marine industry on the new policy prior to its announcement.

The policy calls for the commercialization of the Great Lakes–St. Lawrence Seaway system, ferry and pilotage services, and the Canadian port system. Most ports that do not qualify for CPA status will be transferred to local interests over a six-year period, with the assistance of a \$125-million divestiture fund. Designated remote port sites, where there is a dependence on a federal port facility, will be maintained by the government.

Contact: Brian Bohunicky  
Minister's Office, Ottawa  
(613) 991-0700

Phil Hurcomb  
Communications, Ottawa  
(613) 990-6854

*This news release may be made available in alternative formats — call (613) 990-2366.*

JUN-11-1996 05:31 STAN KEYES M.P. PHN.WEST 905 577 9335 P.03

## CANADA PORT AUTHORITIES

- The *Canada Marine Act* will provide Canada's major ports with the tools to operate commercially and efficiently.
- Any harbour or port can apply for Canada Port Authority (CPA) status and will be judged on clear national criteria, including self-sufficiency and importance to international and domestic trade.
- Red tape and bureaucracy will be eliminated.

### *Canada Port Authorities*

- The *Canada Marine Act* will establish Canada Port Authorities for ports that are vital to Canada's international and domestic trade.
- The government will transfer operational control of qualifying ports to Canada Port Authorities (CPAs). These CPAs will be managed by a majority of representatives nominated in consultation with port users, as well as by representatives appointed by the federal, provincial and municipal governments.
- Any Canadian port or harbour may apply for CPA status. Applications will be considered based on the following criteria:
  - financial self-sufficiency;
  - diversification of traffic;
  - strategic significance to Canada's international and domestic trade; and
  - links to major highways and rail lines.
- Canada Ports Corp., which currently oversees many of Canada's larger ports, will be disbanded and the new port authorities will have full responsibility for all matters related to their ports.
- The Crown will retain ownership of federal lands at each of the CPA sites.

## ***Business Discipline and Self-Sufficiency***

- Canada Port Authorities will be federally incorporated as not-for-profit corporations with powers and responsibilities similar to those of corporations established under the *Canada Business Corporations Act*. Although they won't issue shares, they will be private-sector organizations with a mandate to operate with full commercial discipline.
- Federal government funding will not be available for CPAs and the Crown will not guarantee any obligation or liability of a port authority.
- CPAs will be freed from unnecessary government regulation and have the authority to make contracts and leases, to set tariffs and fees in response to market conditions, and to borrow money from commercial lenders. A port's debt capacity will be determined by commercial lenders. Port assets will generate ongoing revenue to support private financing.
- Port investments will no longer be funded by the federal treasury—debt will be incurred by the CPA only if deemed appropriate by private-sector lenders. The Government of Canada will not guarantee loans.
- CPAs will make payments to the government, in accordance with a formula established in the letters patent. Surpluses at each port will not be distributed but may be re-invested in the port. Further, there will be no more special dividends paid to the federal government and no national office overhead allocation to Canada Ports Corp.

## ***Accountability to the Public***

- Canada Port Authorities will be required to abide by strict principles of public accountability.
- There will be an unprecedented transparency of operations through rigorous disclosure requirements:
  - public annual report and annual meeting open to the public;
  - annual and quarterly financial statements to be made available to the public;
  - annual disclosure of remuneration and expenses paid to directors and officers;
  - public land-use plan; and
  - a special financial examination shall be carried out at least once every five years and the report will be available for inspection by the public.

### ***Port Governance***

- The majority of board members will be nominated in consultation with port users. These nominees may not be officers or employees of user companies.
- Each board will also have one member appointed by the federal government, one by the municipalities identified in the letters patent, and one by the province in which the port is situated. In the case of the Port of Vancouver, Alberta, Saskatchewan and Manitoba, acting together, will appoint one member.
- Each board, composed of between nine and 11 directors, will select its own chief executive officer. Neither government employees nor elected officials may be on the board.
- The boards of directors of CPA corporations will have the same fiduciary and legal functions, responsibilities and obligations as directors of any private-sector corporation. The letters patent for each CPA will include a code of conduct governing the conduct of the directors and officers of the port authority.

# *Canada Marine Act*

# *Canada Marine Act*

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## **Overview**

- legislation fulfills the promise made by the government to commercialize and strengthen Canada's marine sector
- legislation will make it easier for ports to operate according to business principles - will enable the Minister of Transport to commercialize the operations of the Seaway and ferry services and to improve the way Pilotage Authorities operate

# Canada Marine Act

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## Objectives

- promote and safeguard Canada's competitiveness and trade objectives
- base marine infrastructure and services on international practices and approaches consistent with trading partners
- ensure marine transportation services are organized to satisfy needs of users and are available at a reasonable cost
- provide for a high level of safety and environmental protection
- provide a high degree of autonomy for management of the system of services and facilities
- manage the marine infrastructure in a commercial manner<sup>3</sup>
- provide for disposition of certain ports and facilities

# *Canada Marine Act*

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## **National Port System: Canada Port Authorities**

- any port or harbour commission may apply for CPA status
- governing criteria:
  - financial self-sufficiency
  - diversified traffic
  - port of strategic significance to Canada's trade
  - linked to major railway line or highway

# Canada Marine Act

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## Regional/Local Ports

- Act repeals the *Public Harbours and Ports Facilities Act* and provides the Minister with various options for the administration of ports remaining in the federal system and the transfer or disposal of the remaining port facilities
- sets up a new streamlined regulatory regime similar to that for the CPAs
- Minister must report to Parliament each year for five years on the divestitures that took place during the year

# *Canada Marine Act*

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## **Harbour Commissions**

- will continue under their current legislation until date determined by GiC
- those harbour commissions which do not become CPAs will be divested

# *Canada Marine Act*

## CANADA PORT AUTHORITIES

### PRINCIPLES:

- will not have recourse to Federal Treasury for any purpose
- will be incorporated by letters patent under the Canada Marine Act
- non-share capital
- fees charged must cover costs
- relevant provisions of CBCA will apply

# Canada Marine Act

## CORPORATE GOVERNANCE - CPAS

- Minister to grant letters patent (LPs) of incorporation or continuance
- LP's to set out:
  - limits of ports
  - number of directors (9 - 11)
  - municipalities and provinces that each may nominate a person for director
  - code of conduct for directors and officers
- Board of Directors, will be composed of:
  - 1 director appointed by GiC
  - 1 director appointed by provincial government(s); 2 for Vancouver
  - 1 director appointed by municipal government(s)
  - 5 - 6 directors appointed by GiC after consultation with the users
  - the CEO appointed by the other directors

# Canada Marine Act

## OBLIGATIONS - CPAs

- Manage and hold the real property mentioned in its letters patent
- includes federal real property conferred upon CPA and other real property that the CPA may hold in its own name
- in respect of the federal real property:
  - *Federal Real Property Act* does not apply
  - disposal of land not allowed except for road allowances, easements, right-of-way.
- for real property held in its own name, disposal is subject to issuance of supplementary letters patent

# *Canada Marine Act*

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## Obligations cont'd

- port may enter into lease/licence arrangements in respect of any of its real property for up to 60 years
- must develop land-use plan for all of its real property
- no unjust discrimination between commercial users (does not preclude price differentials)
- assume all rights and obligations of previous local port corporation/harbour commission

# Canada Marine Act

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## Obligations cont'd

- special examination (similar to FAA provision)
- hold an annual meeting to be open to the public
  - annual & quarterly financial statements to be made available to public
  - annual statements to disclose remuneration & expenses of Board members and details on port's operating expenses
- application of *Official Languages Act*

# *Canada Marine Act*

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## **POWERS - CPAs**

- commercial freedom to price its services
- those of a natural person for the purpose of managing a port and of engaging in transportation activities related to the operation of a port
- lien on vessel
- can borrow on open markets - can only pledge revenue stream

# Canada Marine Act

## REGULATORY POWERS - CPAS

- all regulatory powers will rest with the GIC on recommendation of the Minister
- GIC empowered to make regulations in relation to:
  - navigation in the harbour
  - mooring/berthing, loading/unloading
  - use and environmental protection of port including port lands
  - maintenance of order and safety at the port
  - control or prohibition of works or operations in the harbour
  - excavation, removal or deposit of material
  - transportation, handling or storing of explosives or other substances

# Canada Marine Act

## REGULATORY POWERS (cont'd)

- Minister can appoint a person to enforce the regulations
- The powers of the enforcement officers will be:
  - entry and inspection of vessel or building within port limits
  - seize anything which will afford evidence of commitment of offence
  - require production of documents or attendance of persons
  - may detain a ship
  - will not have powers of police officers
- The port authority can appoint persons to control traffic - will be empowered to issue directions that are not inconsistent with the regulations for the purpose of controlling traffic and navigation in the harbour

# *Canada Marine Act*

## **ENFORCEMENT MECHANISMS - OFFENCES**

- prosecution by way of summary convictions
- will not continue current situation where the fines are payable to the port
- inspection, detention and sale of vessel for non payment of fees or damage to port property

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

JUL

6.

**DATE:** 1996 June 6

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. G. Pavelka  
Chief Administrative Officer

D. W. Vyce  
Director of Property

**SUBJECT:** Offer to Purchase - 940 Queensdale Avenue East  
Tomislav Sajic

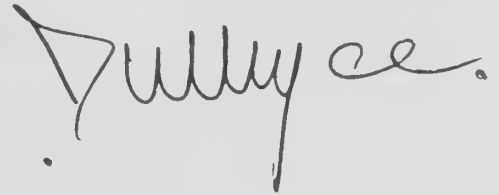
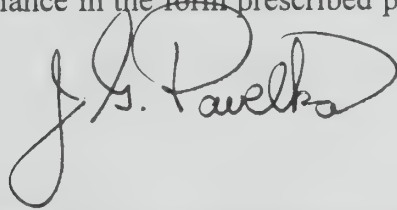
**RECOMMENDATION:**

- (a) That an Offer to Purchase Agreement, duly executed by Tomislav Sajic on 1996 June 4, and scheduled to close on or before 1996 July 2, for the lands composed of part of Lot 22 on Registered Plan 296, having a frontage of 25.48 metres (83.60 feet) more or less, along the southern limit of Queensdale Avenue East, and a frontage of 25.419 metres (83.40 feet) more or less, along the western limit of Upper Gage Avenue, comprising an area of 915.0 square metres (9,849.30 square feet) more or less, shown as Part 1 on Plan 62R-13352 with all buildings thereon, known municipally as 940 Queensdale Avenue East, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, be approved and completed as the requirements in the Municipal Act pursuant to the City's Real Property Procedural By-law No. 95-049 enacted on 1995 February 14 have been fulfilled by the City, and the funds derived from this sale of \$110,000, be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,
- (b) That the required deposit cheque in the amount of \$11,000 be held by the City Treasurer pending Council approval; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute the necessary documents; and,
- (d) That in accordance with Real Property Sales Procedural By-law No. 95-049:
  - (i) satisfactory notice has been given to the public of the intended sale;
  - (ii) an appraisal of the fair market value of the real property intended to be sold was obtained on 1996 May 3;



SUBJECT  
PROPERTY

- (iii) the City Clerk be authorized and directed to execute (and issue) a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The sum of \$110,000 be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases).

**BACKGROUND:**

In October of 1994 the Hamilton Fire Department vacated the premises at 940 Queensdale Avenue East, leaving a vacant building. The subject property was circulated to all City and Regional Departments with no interest shown by any department.

The successful purchaser proposes to use the existing building as a retail furniture outlet.

In compliance with Real Property Sales Procedural By-law No. 95-049, I am reporting to your Committee:

- (a) On 1995 March 14, City Council approved Item 6 of the 8th Report of the Planning and Development Committee declaring the subject lands surplus to the requirements of the City;
- (b) that in accordance with the approved methods of Notice to the Public in Real Property Sales Procedural By-law No. 95-049, the Director of Property has placed a "For Sale" sign on the subject property which included the City's name and telephone number on 1995 March 31, to inform the public that the City intends to sell the said subject lands;
- (c) the sale of the subject lands falls within the range of value which has been determined through an appraisal of the subject's fair market value.

On 1996 May 14, City Council adopted item 23 of the 10th Report of the Finance and Administration Committee which authorized the funding to remove a 1,500 gal. fuel oil tank and conduct an Environmental Assessment on the said lands. This project was completed on 1996 May 31 and no further site investigations or remediation is needed at this site.

Based on the foregoing and in compliance with the Real Property Sales Procedural By-law, it is recommended that the City's sale to the purchaser be completed.

RJH/nw

c.c. P. Noé Johnson, City Solicitor

A. Ross, Treasurer

G. H. Smith, Fire Chief

C. Bandurka, Property Clerk, Surveys

R. Swan, Manager, Building Operations and Maintenance Division



7.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 June 13

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

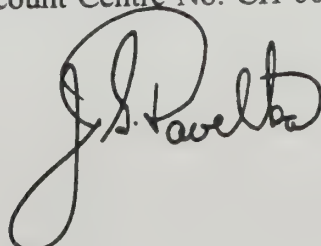
**FROM:** J.G. Pavelka, P. Eng.  
Chief Administrative Officer

Garry H. Smith  
Chief

**SUBJECT:** Hamilton Master Fire Plan

**RECOMMENDATION:**

- (a) That the City of Hamilton undertake a Hamilton Master Fire Plan which will identify the levels of service, including the response times, and recommend improvements to the system.
- (b) That City staff collect and review initial background, and statistical information.
- (c) That a Request for Proposals be prepared to retain an external consultant at a cost not to exceed \$50,000 to:
  - (i) undertake network analysis for alternate fire station/equipment locations;
  - (ii) review and evaluate the organizational structure, staffing practices and equipment;
  - (iii) report on alternative response time objectives; and
  - (iv) prepare a report to be submitted to the Corporate Steering Committee by 30 September 1996.
- (d) That the City Treasurer be authorized to establish a capital project, Fire Department Master Plan Study, in the amount of \$50,000 to be financed from the Reserve for Capital Projects, Account Centre No. CH 00203.





## **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Council in setting the 1996 Mill Rate reduced the Fire Department Budget by \$540,000. The preparation of the Hamilton Master Fire Plan was approved by Council in the 1996 Capital Budget and Forecast as one tool to assist staff in achieving the 1996 and 1997 Budget guidelines.

It is recommended that staff be authorized to call for proposals for the necessary consulting assistance. Overall, it is expected that this assistance can be obtained at a cost not to exceed \$50,000. While the Hamilton Master Fire Plan and the necessity for consulting assistance were contemplated during Capital Budget deliberations, no specific funding approval was given for the consulting costs. This matter was therefore considered by the Capital Budget Sub-Committee at their 1996 June 13 meeting. The Sub-Committee supported the \$50,000 allocation, and the Treasurer recommends that the necessary funding be provided from the Reserve for Capital Projects.

## **BACKGROUND:**

In addition to the above, an Information Report has been submitted to the Finance and Administration Committee, advising that there are plans currently for a "Fire Underwriters Survey" by the insurance industry.

## **DISCUSSION:**

Staff of the Fire Department in conjunction with a Steering Committee of Management Team members have developed a terms for reference for a Hamilton Master Fire Plan. It is proposed that the study be undertaken by a combination of in-house staff resources from a number of departments and external consulting expertise. The following is a brief description of the proposed components of the Hamilton Master Fire Plan, some of which is already in the process of being collected:

### *Background Information:*

- Mission statement for the Hamilton Fire Department
- Description of the City of Hamilton
- Insurance Underwriters 1989 Grading
- Number of fire stations and locations
- Number and type of vehicles
- Fire Department Organization and Staffing

*Statistical Information:*

Fire incidence

Fire loss

Response times

"Other incident" responses

Historical overview of the above City data in comparison with:

- any past approved standards
- other municipalities
- other standards (e.g. National Fire Protection Association)

*Service Delivery:*

Review present coverage against target service levels:

- Accomplishment levels
- Geographic areas with deficiency in coverage
- Geographic areas with overlapping coverage

*Evaluation and Alternatives as prepared by Consultant:*

- Identify basis for alternate and selected response time service levels:
  - 1st response
  - 2nd response
- Can service level targets differ depending upon fire risk?
- Alternate locations/equipment for suppression service provision  
(Need to be able to replicate/simulate responses from other potential station locations for this part of the analysis eg. computer models)
  - alternate equipment/combination equipment etc.
  - costing as well as service level outcomes for alternatives (this portion may be prepared by staff).
- Present and evaluate Staffing/Organizational alternatives (eg. internal redeployment of staff depending upon service demands)
  - Fire Prevention
  - Fire Suppression: shifts to meet equipment manning requirements
  - Communications
  - Departmental Administration
  - Vehicle maintenance

*An examination of Other Factors:*

- Water supply
- Agreements/private fire departments (Industrial)
- Mutual Aid Requirements
- Regional and City Emergency Plans
- Public Education

It is expected that the Hamilton Master Fire Plan will include recommendations on the following:

- Service levels
- Stations/vehicles
- Organization and Staffing
- Financial implications

8.

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 May 16

**REPORT TO:** Susan K. Reeder, Secretary  
Single Tier Administrative Review Steering Committee

**FROM:** J.G. Pavelka, P.Eng.  
Chief Administrative Officer  
City of Hamilton

**SUBJECT:** Financial Shared Services Study - City of Hamilton &  
Region of Hamilton-Wentworth

**RECOMMENDATION:**

- a) That the "Financial Shared Services Study-Process Mapping and Opportunity Identification" Report be received.
- b) That the Consultant be directed to continue the analysis and complete the approved terms of reference and provide the required input for the City to prepare the Shared Services proposal.
- c) That Utility Finance (Region) and Tax (City) sections be excluded from the shared services Proposal.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The recommendations provided, with respect to cost savings, are consistent with the initial Price Waterhouse report which identified 4 staff reductions through reengineering and 4 staff reductions through shared services. This would translate into an estimated cost of \$200,000 for reengineering and a further \$240,000 for shared services. These savings are in addition to the savings that have already been realized from restructuring that has occurred in both organizations in the last year. Further savings may also be realized once the administrative overhead is taken into account. In addition, the consultant has indicated the current \$2.0 million in Information Systems costs for the Financial System are substantial and warrants the investigation of a possible financial system replacement in the design of a Shared Services organization.

There will be one time costs related to the reduction and relocation of staff. These are unknown at this time, although an estimate of these cost will be made once the new structure is determined.

#### **BACKGROUND:**

The Single Tier Administrative Review Steering Committee met on Thursday, September 7th and approved the following:

- (a) That the Consultant Terms of Reference for Amalgamation of the Finance function dated 1995 September 1, attached herewith and marked Appendix "A", be approved: and,
- (b) That option A be selected as the method for conducting Phase 2 of those Terms of Reference: and
- (d) That the Region's share of the costs in the amount of \$67,500 be met from the Productivity Enhancement Reserve (Account 081830)

After further discussion the following was also approved:

- (c) That notwithstanding the Purchasing Policy, the firm of Price Waterhouse be retained to fulfil the Consulting Terms of Reference for Phase 1 and 2A at an upset limit of \$135,000 subject to that firm providing the necessary supporting documentation to the satisfaction of the Chief Administrative Officers for the City and the Region, and that a contract be entered in a form and substance satisfactory to the City Solicitor;

#### **DISCUSSION:**

Price Waterhouse was engaged by the City of Hamilton and the Region of Hamilton-Wentworth to review the transaction based financial functions for the City and Region with the objective of designing a single financial Shared Services processing unit in support of these two organizations. The final deliverable of this project will support a proposal from the City to the Region for a shared services relationship.

Price Waterhouse has completed Phase 1 of the above engagement and has presented an interim report on their findings to date.

The evaluation to date shows that there are opportunities for savings through reengineering and additional opportunities through shared services in all of the specified areas except in the area of Utility Finance (Region) and Tax (City). Some further analysis is required to be done with respect to determining a logical split of the Region's Accounting Section into accounting (which falls in the transaction based shared service) and Corporate Reporting (which will remain at the Region to provide the statutory requirements for annual reporting of the Region's financial position). Further analysis is also required with respect to the

following:

- Combining A/P and Purchasing in a Shared Services structure
- Combining Payroll, Pensions and Benefits in a Shared Services structure
- Investigate the feasibility of creating a Customer Service desk or "one stop shopping" for inquiries and payment pertaining to utility bills, tax bills and miscellaneous invoice payments

In addition, envisioning sessions will be held to design the financial processes that will form part of the shared services unit. Opportunities for improvement (identified in the process mapping sessions already completed), best practices and the benchmarking data will be used for each envision session. The outcome of these sessions will be redesigned work units structured to incorporate all of the best ideas and practices that have been gathered to date.

Once the above issues are resolved and the work processes redesigned the Service Levels to be provided by the City to the Region must be finalized and an acceptable Charge Back formula must be agreed to prior to the development of a City proposal to the Region.

#### **CONCLUSION:**

The potential savings to the taxpayer from reengineering are estimated at \$200,000. The shared services savings are estimated at \$240,000 plus any savings from the administrative overhead. This is still within the range of what the consultant had originally projected even though additional savings have been realized over the last year through restructuring in both organizations. The Consultant is recommending completion of the study and subsequent proposal by the City to the Region to realize the potential cost savings.

The Executive Summary is attached to this report. Complete copies are available from the City Treasurer upon request.

This report supports that recommendation.

# I. Executive Summary

## Overview

### Summary of the Engagement

Price Waterhouse was engaged by the City of Hamilton and the Region of Hamilton Wentworth to review the transaction based financial functions for the City and Region with the objective of designing a single financial shared services processing unit in support of these two organizations. The final deliverable of this project will support a proposal from the City to the Region for a shared services relationship.

The role of Price Waterhouse in this engagement is to facilitate the establishment of service levels, the redesign of the processes and the creation of integrated processes that will handle financial transactions for both the City and the Region.

### Additional Considerations

Since Price Waterhouse was engaged by the City and Region, economic changes have resulted in organizational restructuring at the departmental and corporate level within both financial organizations. As a result, the savings to the City and Region by implementing a Shared Services organization will vary from the original savings identified. In addition to restructuring, several other independent projects have been underway at the City and at the Region during the course of this study.

### Report Contents

Our initial Phase 1 review provided the following:

- an overview of the financial functions
- perceptions of service levels from user departments
- transaction volume levels
- comparisons to other municipalities based upon a benchmarking study

In order to provide the required qualified recommendations, Phase 2 process mapping sessions have been conducted. Hence, the basis of this report has expanded to encompass part of the Phase 2 analysis in addition to the Phase 1 analysis.

## I. Executive Summary

### *Activities Completed to Date*

#### **Interviews**

Approximately 36 interviews were held with City and Regional financial staff as well as the customers of the City's Treasury department and Region's Finance department to determine service levels and obtain an understanding of the activities performing within each financial function at the City and Region. Interview participants are included in Appendix A of this report.

#### **Benchmarking**

A benchmarking questionnaire was prepared based on input from the City and Region and distributed to 10 cities and regions in Ontario to determine comparative performance benchmarks. Of the 10 questionnaires issued, results were obtained from 8 of the sites. Summary findings have been included in Section II of this report. In general, both the City and Region performed at average or slightly better than average when compared to other municipal respondents. Beyond the input provided from respondents, external benchmarks were determined and included in the comparative figures.

#### **Process Mapping**

For each financial section of the City and Region under consideration for the Shared Services unit, a process mapping session was held to document all transaction-based processes. A total of 14 sessions were conducted and participants included members of the section, the Supervisor and several customers (i.e. user departments). The 64 process mapping session participants are included in Appendix B of this report.

## **I. Executive Summary**

### **Price Waterhouse Methodology**

Change Integration is the proprietary methodology that Price Waterhouse uses to help its clients enhance their business processes. The methodology combines performance improvement techniques, tools and deliverables into an encompassing discipline to achieve improvements in an organization's performance.

Change Integration is comprised of four phases, two of which are relevant to the City of Hamilton/Region of Hamilton-Wentworth Financial Shared Services study: Evaluate and Envision.

#### **Evaluate**

Is an assessment of the current environment. The Evaluate steps performed to date (i.e. interviews, benchmarking and process mapping) provided the following:

- an assessment of satisfaction in service levels
- an understanding of the transaction-based financial processes
- process issues identification
- opportunities for improvement
- performance data relative to other municipalities and benchmarking targets from private sector organizations (80th percentile)

#### **Envision**

As part of Phase 2, Envisioning session will be held to design the financial processes that are part of the Share Services unit. Opportunities for improvement (identified in the process mapping sessions), best practices and the benchmarking data will be used for each Envision session. The best practice information to be provided indicates that the shift in the overall direction of Treasury/Finance drives the best practices occurring at the process level. Hence, both the strategic and process level best practices will be provided as part of the Envision sessions.



## I. Executive Summary

## *Issues and Requirements*

### **Key Issues**

Key issues identified to date with regard to a Shared Services organization are as follows:

- It has been reported that Finance (or Treasury) in the City and the Region have been held accountable and responsible for the financial performance of the organizations. Under the proposed scenario, Finance will be accountable for providing the necessary management information to the various department heads on a timely basis. Each department head however, will be responsible and accountable for their budgetary performance and meeting other performance targets.
- Staff, particularly those of the Region, are concerned about their future employment. Immediate communication addressing plans for staffing a Shared Services organization should be issued.
- Union related issues will impact any proposed changes. Human Resources input is needed in regards to union related issues.
- The multiple computer systems used by the City and Region (i.e. other department's systems) will impact the effectiveness of the redesigned processes. In addition, system changes currently underway may also impact design (e.g. Human Resources affecting Payroll processing).
- The substantial charges incurred annually for IS services warrants the investigation of a system replacement. Greater savings may be achieved by incorporating a new system into the design of the Shared Services organization.

### **Legislative Requirements**

Based upon the legal opinion of George H. Rust D'Eye, a Shared Services organization can be implemented if the following requirements of Section 141 of the Municipal Act are met:

- there are no joint officers or joint staff
- City and Region officers positions are not changed.
- the Shared Services unit staff are employees of only one municipality and their costs are charged back to the other municipality on a yet to be determined charge back formula

## I. Executive Summary

### *Terms of Reference*

#### **Terms of Reference**

A proposal from the City to the Region to provide financial services to the Region is to include the following:

- The cost and anticipated savings to the region for functions included in the shared services centre.
- The selection process for both supervisory and non-supervisory staff for the centre. The handling of successor rights for the City and Regional unionized staff must be identified as part of the proposal
- The timing of the implementation of the shared services centre
- Service level agreements to be guaranteed by the City to the Region for contracted services ( which include responsibilities, issue handling, etc.)
- A Charge Back Formula (i.e. cost allocation, updating of costs, special request handling)

Section VI of this report provides the Terms of Reference in more detail.



## I. Executive Summary

### *Recommendations*

#### Opportunities

It has been determined that additional benefits can be achieved through Shared Services as opposed to only Reengineering the individual financial functions of the City and of the Region. Opportunities through Reengineering in terms of staffing reductions total 4. Opportunities through Shared Services also identify reductions in staffing by 4. However, additional benefits can be realized in a Shared Services unit including:

- cost savings through fewer supervisory positions
- establishment of expected service levels providing accountability to user departments

The recommendations provided regarding cost savings are consistent with the initial Price Waterhouse report which identified 4-6 staff reductions through Reengineering and 4-6 staff reductions through Shared Services. A Summary of Opportunities is provided in Section V of this report.

#### Recommendations

The amalgamation of financial functions of the City and Region should proceed in two phases. The following should be addressed in these phases:

##### Phase 1

It is recommended that the following financial functions be incorporated in a Shared Services proposal:

- Accounts Payable
- General Revenue/Non-Tax Revenue
- Payroll
- Pension and Benefits

In addition, it is recommended that the purchasing function be reengineered as part of this phase.

Other items for further consideration prior to the completion of the proposal include:

- Combining A/P and Purchasing in the Shared Services structure
- Combining Payroll, Pensions and Benefits in the Shared Services structure
- Determining how the City and the Region's Corporate Reporting requirements will be met (if feasible in Shared structure, include General Accounting in Phase 1 implementation)

##### Phase 2

Investigate the feasibility of creating a Customer Service desk or "one stop shopping" for inquiries and payment pertaining to utility bills, tax bills and miscellaneous invoice payments.



## I. Executive Summary

## *Proposal for Shared Services*

### **Proposal for Shared Services**

Before completion of the proposal, it must be determined whether the creation of a customer service desk for Tax and Utilities will be pursued.

Combining the individual financial functions of the City and Region should be performed in parallel so that benefits of implementation can be realized more quickly (i.e. as opposed to a function by function phased in approach). Creation of an implementation plan in the next phase will address, in detail, the amalgamation of the functions to ensure a smooth transition.



# Hamilton Society of Architects

10.

Mr. Bob Charters  
Chair Finance & Administration Committee  
c/o Ms. Susan Reeder  
Secretary Finance & Administration Committee  
Corporation of the City of Hamilton  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

May 31, 1996

Dear Mr. Bob Charters:

RE: HAMILTON SESQUICENTENNIAL: DOWNTOWN IDEAS CHARRETTE

Further to our conversation with Alderman Marvin Caplan, we wish to secure the City of Hamilton's participation as a financial sponsor for our Downtown Ideas Charrette. Previous discussions with Mr. Caplan indicated that perhaps the City could contribute \$1,500 to making this event possible.

This important and high profile event is under-way already in the Greater Hamilton area. Application and approval for Cultural Events has been made to the Hamilton Sesquicentennial Celebrations Inc., for public events celebrating the 150 years of design and development of the Hamilton urban environment.

The HSA Executive has been working in association with the Public Information and Awards Committee (P.I.A.C.) with the Ontario Association of Architects and in association with the following organizations:

- Ontario Professional Planners Institute
- Ontario Association of Landscape Architects
- City of Hamilton Planning Department L.A.C.A.C.
- Regional Municipality of Hamilton-Wentworth, Planning & Development Department
- Ontario Architectural Conservancy, Hamilton Chapter
- The Royal Botanical Gardens
- Junior League of Hamilton/Burlington Inc.

We are jointly sponsoring the following urban cultural events:

- "A Celebration of 150 Years of Excellence" (Leather Medal Awards)
- Cultural Tour Series - including significant urban spaces, gardens and buildings in and around Hamilton.
- Hamilton Downtown Ideas Charrette
- Hamilton Downtown Ideas Forum



A Society of the Ontario Association of Architects

Hamilton Society of Architects  
Re: Hamilton Sesquicentennial Celebration

May 24, 1996  
Page 2

I would be pleased to provide you with any information which you may need in order to make your decision regarding sponsorship of our year long program. As you may be aware, many hours of time are being donated by the members of the Professional organizations involved. Given the goal of our Charrette, to propose new life for downtown Hamilton and to bring forward recommendations on the revitalization of the downtown core, this initiative will most greatly benefit the City of Hamilton. Therefore, your financial contribution to making this event possible is highly desirable.

Five Charrette Teams have been organized for a total participation of over 60 professionals and experts. We have secured the volunteer contributions of such renowned professionals as Ken Greenburg, Donald Schmidt, Bruce Kuwabara, to name just a few. The cost of retaining the services of the team members would be astronomical and the opportunity to support this volunteer effort cannot be refused.


We trust this will be a worthwhile and lucrative association and we appreciate the help that the City of Hamilton will give us. To date we have secured Union Gas as a prime sponsor and Arriscraft Corporation has also made a generous donation. To assist with your decision, I am including a copy of documentation regarding our event which includes:

- Draft copy of the Hamilton Downtown Ideas Charrette: Terms of Reference.
- Hamilton Society of Architects Sesquicentennial Events Summary

I trust this information will be useful in your decision making process. I urge you to respond as soon as possible since timing is now of essence to make this event possible.

Sincerely,

Hamilton Society of Architects



Christina Kokosky  
Sesquicentennial Subcommittee Coordinator

# HAMILTON DOWNTOWN IDEAS CHARRETTE

## 1.0 INTRODUCTION

In celebration of the City of Hamilton's sesquicentennial, the Hamilton Society of Architects is sponsoring a multidisciplinary ideas charrette to address the current conditions in downtown Hamilton.

## 2.0 BACKGROUND

"The problem is that we are unhappy with the way our downtown feels. Why are we unhappy? We see empty stores, we see boarded up buildings, we don't see a thriving place"

Marvin Caplan  
City Alderman and  
Downtown business owner

Mr. Caplan speaks for many Hamiltonians' feelings about the historic heart of their City. Hamilton's downtown has been in decline since the 1970's. Vacancy rates are growing at an alarming rate. The community's architectural heritage is disappearing into a sea of parking lots. The major urban mall, the new Eaton Centre, is almost half empty. At the same time, downtown has great potential. It has beautiful nineteenth and early twentieth century architecture and successful cultural facilities such as Copps Coliseum and Hamilton Place. Hamiltonians want to understand why their downtown is in such decline when surrounded by a growing and vibrant city and what steps can be taken to bring a new sustainable life to downtown Hamilton.

## 3.0 GOALS/OBJECTIVES

-To propose a new life for downtown Hamilton that goes beyond physical form and aesthetics to discover the essence of Hamilton and its role in the twenty-first century, and:

-To bring forward recommendations that will address how a revitalized downtown core can be achieved and implemented.

## 4.0 PURPOSE

The purpose of the charrette process in addressing these objectives is to:

- Identify current problems and concerns
- Examine how and why people identify downtown as the heart of the City
- Address how the role of the core must be developed to meet the needs of a post-industrial society
- Make recommendations that will address problems and provide relevant and viable solutions.
- To raise public awareness and understanding of downtown issues by bringing them forward in a public forum
- To generate 'grass roots' interest in and solutions problems from within the community as a vehicle for positive change.

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## HAMILTON DOWNTOWN IDEAS CHARRETTE

### 5.0 PRINCIPLES

The following principles should be used to guide the rejuvenation of the downtown

- Encouraging an economic and physical environment that will create self sustaining commercial, retail and residential sectors in the downtown core.
- Retain and emphasize the downtown as the heart of the Hamilton-Wentworth region.
- Develop and support the multi-functional role of streets and public spaces to provide for a variety of activities and services, including parking, to meet community needs

### 5.0 IMPLEMENTATION

A significant component of the charrette process will be to outline, in a simple and straightforward manner, a strategy to implement the principles and recommendations, addressing issues that include but are not limited to the following:

- a. Economic
  - Taxation
  - Marketing/Economic Development
  - Finance/Real Estate
- b. Planning
  - Built-form and Land-use Objectives
  - Policies and Regulations
  - Social Impact - Public Amenities, Safety, Accessibility
- c. Movement
  - Transit
  - Roads/Circulation
  - Parking

### 6.0 WHAT IS A CHARRETTE

The charrette is an intensive urban design and planning exercise that brings together teams of multi-disciplinary professionals, politicians, business people and ordinary citizens in a setting in which all participants can contribute to the planning process.

The Charrette helps to educate the participants, incorporate their contributions, verify decisions and break down barriers between various interest groups in order to generate and foster ideas for positive change.

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THE HAMILTON SOCIETY OF ARCHITECTS

TOTAL P.04

# HAMILTON DOWNTOWN IDEAS CHARRETTE

## 7.0 PROCESS

A two day Ideas charrette on Friday June 21 and Saturday June 22, 1996.

Five interdisciplinary teams made up of volunteer visiting urban designers/architects, local architects, landscape architects, developers, local business persons, planners, realtors, bankers, politicians and local residents will be invited to participate for two days. During these two days they will be supplied with information and presentations on Hamilton's downtown as well as several students and city staff to aid in recording and presenting their ideas. Each team will then be asked to present with simple drawings and a short written report, a set of recommendations that address the above mentioned topics.

Late in the afternoon of the last day the teams will present their ideas to the other teams, the public and the media. This will be followed by a panel discussion with an invited urban designers, architects, politicians and team leaders to discuss the merits of each team's ideas and the future of downtown Hamilton.

## 8.0 ITINERARY

Fr. 8AM	Welcome by Mayor Morrow
Fr. 9:15AM	Introduction to downtown Hamilton, it's' history, present condition and the charrette process
Fr. 10:15 AM	Walking tours of the study area
Fr. 11 AM	Key Note Speaker
Fr. Noon	Lunch in team groups
Fr. 1 PM	Teams begin discussions
Fr. 5 PM	Dinner
Fr. 7 -9 PM	evening work
Sat 8 AM	Discussions and work on drawings and report continues
Sat Noon	Working lunch
Sat 3 PM	Work must be photographed if slides are to be used in final presentation. Report and drawing work continues.
Sat 3:15 PM	Slides return. Work out presentation.
Sat 4 PM	Presentations begin 5 @ 15 min. each.
Sat 5:15 PM	Moderated panel discussion of proposals and issues.
Sat 7:00 PM	Evening wine and ordures reception announcing and honoring HSA Sesquicentennial Design Awards winning submissions

## 9.0 CONTEXT

General physical and regulatory context information for downtown Hamilton will be provided to all participants in a June 7 mailing.

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THE HAMILTON SOCIETY OF ARCHITECTS

## **SESQUICENTENNIAL CELEBRATION SUMMARY OF EVENTS**

### ■ **HAMILTON DOWNTOWN IDEAS CHARRETTE**

This event will bring approximately 60 design experts to downtown Hamilton for 2 days and we will be holding workshops in which the "experts" will be asked to tell us where and what should be done in the downtown to bring about a revitalization plan. Prominent architects, planners, landscape architects, engineers, government representatives, politicians and developers and financial experts will make up the five teams.

The "charrette workshops" will run simultaneously with the Sesquicentennial Awards Program and at a public location (to be announced) in downtown Hamilton. During the course of "problem solving" we will be getting local media (at least) to cover the event during the 2 days. Written and graphic "solutions" will be documented and offered to the City and the media for distribution, discussion and we hope action. We are trying to get the "Spectator" to cover the event in detail on a daily basis. In 1985 and 1988 a similar process was adopted at the City of Burlington in order to "stimulate" thinking which brought about positive changes.

### ■ **IDEAS CHARRETTE FORUM**

A panel of prominent experts will be invited to critique and debate on the merits of the charrette results. The Forum will open with six 15 minute presentations by the design charrette teams. The symposium will conclude with the panel's recommendations for the revitalization of Hamilton's downtown based on the material presented. This will be followed by a twenty minute open forum discussion with the audience. Given the political prominence of Hamilton's downtown, we expect enthusiastic participation from both the municipal and regional governments and as a result, anticipate media coverage of this event.

### ■ **CELEBRATION OF EXCELLENCE - Leather Medal Awards**

7500 professionals across the Province, and the local schools of design and engineering have received the Call for Entries, inviting entries for this awards program which represents 150 years of good design of buildings, gardens and places in Hamilton. The local public has also submitted nominations to the Awards Committee. A total of 40 submissions have been received for this awards program. It will be a total community event and the winners will be published in the professional publications and local press. This will truly be a celebration of Hamilton places and the talent that contributed to it. We want to show Hamilton to be a City of "classic places".

The entries will be exhibited in June (Locations to be confirmed by the Hamilton Sesquicentennial Celebrations Inc.). From June 20 - 22 the exhibit will be consolidated and will be on display at the Downtown Design Ideas Charrette. Following the evening celebration, the exhibit is scheduled for showing at the Ontario Association of Architects in Don Mills, and the 1997 National Home Show as part of the Architectural Literacy Foundation's exhibit. Depending on funding, and final arrangements, further exhibition is anticipated for such locations as the Ontario Association of Landscape Architects in Toronto, the Ontario Professional Planners Institute in Toronto, Hamilton City Hall Lobby, Maison D'Etre Gallery in Commerce Court, Toronto, etc.

We expect that the design professionals from all the disciplines will be at the evening reception and awards presentation to be held June 22, at 6:30 p.m. at the Downtown Design Ideas Charrette venue. There will be a symposium on the Downtown Ideas Charrette, followed by a wine and cheese reception as well as our awards presentation that night. We are expecting to get media coverage for this event which will present the winners of the best buildings, gardens and places of the last 150 years in Hamilton as submitted from across the province. Winning submissions will not be given prior notice of award in order to promote excitement and attendance of all submitters.

SESQUICENTENNIAL CELEBRATION  
SUMMARY OF EVENTS

PG.2/2

■ THE CULTURAL TOUR SERIES

Once again the buildings, places and gardens of Hamilton will be highlighted in our 4 season Tour Series which will be primarily sponsored by the local LACAC and the Architectural Conservancy of Ontario: Hamilton Chapter and will include media personalities such as Kathy Renwald. These tours will not only be walking tours but organized bus tours and will go until winter. The Tour Series will be promoted by the Sesquicentennial Calender of Events booklet and posters. Tour pamphlets will also present another promotional venue for sponsoring companies' logos.

The bus tours have been received extremely well by the public, having sold-out capacities well in advance of their schedule. Attendance at the walking tours is not limited and we anticipate a large turn-out.



2.

**CONSENT AGENDA**

**FINANCE AND ADMINISTRATION COMMITTEE**

**Tuesday, 1996 June 18  
1:30 o'clock p.m.  
Room 233, City Hall**

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

Minutes of the meeting held Tuesday, 1996 May 21st

**B. CITY CLERK**

Use of Forecourt - Romanian Orthodox Church Community

**C. TREASURER**

- (i) Authorization to enter into Extension Agreements on Specific Properties for the Payment of Realty Tax Arrears
- (ii) Financing contribution to the Joint 1996 Conferences of the Ontario Association of Cemeteries and Ontario Funeral Services Association to be held in Hamilton 1996 September 15 - 18

**D. DIRECTOR OF PROPERTY**

Re-roofing Hamilton Public Library

**E. COMMISSIONER OF HUMAN RESOURCES/CHIEF ADMINISTRATIVE OFFICER**

- (i) Labourers' International Union of North America, Local 837
- (ii) United Association of Plumbers and Pipefitters, Local 67
- (iii) Appointments To and Terminations From Permanent Positions

**F. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE**

Information Items



Tuesday, 1996 May 21  
1:30 o'clock p.m.  
Room 233, City Hall

A.

**The Finance and Administration Committee met.**

**Present:** Alderman B. Charters, Chairman  
Alderman D. Ross, Vice-Chairman  
Mayor R. M. Morrow  
Alderman D. Wilson  
Alderman D. Drury  
Alderman M. Kiss  
Alderman T. Anderson  
Alderman V. J. Agro

**Regrets:** Alderman C. Collins

**Also present:** Alderman G. Copps  
Alderman F. Eisenberger  
J. Pavelka, Chief Administrative Officer  
A. Ross, Treasurer  
P. Noé Johnson, City Solicitor  
S. Hollowell, Acting City Clerk  
D. Vyce, Director of Property  
Fire Chief Smith  
D. Farquhar, Public Works and Traffic  
L. King, Building Commissioner  
Susan K. Reeder, Secretary

**A G E N D A**

**1. IN CAMERA AGENDA**

The Committee moved to an In-Camera Session to discuss matters of a Private and Confidential nature.

The Committee then moved back into Regular Session, and approved the following:

**AA. CITY SOLICITOR - City of Hamilton -ats- Davidson**

- (a) That the City resolve Ontario Court (General Division) Action #1699/93 by the payment to the Plaintiffs, Sophie and Harley Davidson, of the sum of \$4,000 inclusive of all claims for damages, interest and costs; and,
- (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Action #1699/93 be dismissed without costs.

**2. CONSENT AGENDA**

The Committee was in receipt of its Consent Agenda, and approved the following:

**A. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE**

The Committee was in receipt of the minutes of its regular meeting held on Tuesday, 1996 May 7th, and approved these minutes as circulated.

**B. CITY CLERK - Use of Forecourt - R.C.M.P. Scarlet Riders Challenge**

The Committee was in receipt of a report from the City Clerk dated 1996 May 7, respecting the above noted matter and approved the following:

That approval be given to the request of the Royal Canadian Mounted Police to use the City Hall Forecourt and related equipment on Wednesday, 1996 June 19 from 12 noon until 2:00 p.m. for a welcoming ceremony during the R.C.M.P. Scarlet Riders Challenge.

**C. DIRECTOR OF PROPERTY - Closure of Property Department Capital Projects**

The Committee was in receipt of a report from the Director of Property dated 1996 May 12, respecting the above noted matter.

The Committee approved the following:

That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original source of financing.

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source(s) of Financing
a) 319141004	Security Improvements- City Hall	\$100,000.00	\$100,000.00	\$0.00	RCP
b) 319151012	Convention Centre Light Control	25,000.00	24,962.83	37.17	RCP
c) 319251004	C.U.P.- Capital Replacements/New Equipment	70,000.00	69,997.76	2.24	RCP
d) 319349008	Sculpture Court- Commonwealth Square	110,000.00	109,934.55	65.45	RCP
e) 319351006	C.U.P. - Capital Replacements/New Equipment	70,000.00	69,998.26	1.74	RCP
f) 319441005	Major Maintenance to Civic Buildings	400,000.00	399,955.36	44.64	DEB
g) 319441009	Westmount/Mtn. Arenas Boiler Replacement	154,000.00	153,938.00	62.00	DEB
h) 319441013	Copps Coliseum - Steam to Hot Water Conversion	205,000.00	205,000.00	0.00	DEB
i) 319451019	C.U.P. - Capital Replacements/New Equipment	70,000.00	69,961.03	38.97	CL
j) 319541008	Central Fire - Replace Flat Roofs	73,000.00	72,996.25	3.75	CL RCP
<b>TOTAL</b>				<b>\$255.96</b>	

**D. SECRETARY, FINANCE AND ADMINISTRATION COMMITTEE - Information Items**

The Committee was in receipt of a report from the Secretary of the Finance and Administration Committee dated 1996 May 16, respecting Information Items. The Committee approved the following:

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Information Report - City Clerk - Election System Replacement - report dated 1996 May 9th
- (b) Information Report - City Solicitor - Provincial Offence Prosecutions and Property Standards - 1996 January 1 to April 30 - report dated 1996 May 10th
- (c) Minutes - Hamilton Status of Women Sub-Committee - meeting held 1996 April 1st
- (d) Memorandum - City Clerk - Second Level Lodging House User Fee - memo dated 1996 May 9th
- (e) Information Report - City Solicitor - License Committee Powers - Special Legislation - Update - report dated 1996 May 10th
- (f) Information Report - Treasurer - Status of Hosting, Receptions and Related Accounts as at 1996 April 30th - report dated 1996 May 13th
- (g) Information Report - Treasurer - Status of Unclassified Revenue and Expenditures as at 1996 April 30th - report dated 1996 May 13th

**3. FIRE CHIEF****(a) Purchase of Three (3) Class "A" Triple Combination Pumpers**

The Committee was in receipt of a report from the Fire Chief dated 1996 May 13, respecting the above noted matter and approved the following:

- (a) That a purchase order be issued to KME Fire Apparatus/Code 4 Fire & Rescue Inc., Mississauga, Ontario, in the amount of \$1,237,822.03 including all applicable taxes, for the supply and delivery of three (3) class "A" triple combination pumpers in accordance with the specifications issued by the Purchasing Division and the vendor's tender; and,
- (b) That this expenditure be financed through Capital Account CF 5534 489651026 - Fire Vehicle/Apparatus Replacement; and,
- (c) That the Mayor and the City Clerk be authorized and directed to execute the above mentioned contract in a form satisfactory to the City Solicitor.

(b) Update - Master Fire Plan

The Fire Chief gave a verbal update on the preparation of the Master Fire Plan. He advised that 30 staff people are presently working on this Plan. They are reviewing other Plans from area municipalities and are being assisted by a Consultant from Ottawa. The Chief indicated that as the process continues more input will be sought. In this regard, members of the Committee suggested to the Chief that perhaps Planning staff, some Council members, the City Treasurer and the City Solicitor should also be involved in the process.

The Committee then thanked the Chief for his presentation, and agreed to receive this matter for information.

4. TREASURER

(a) 1995 Financial Statements

The Committee was in receipt of a report from the Treasurer dated 1996 May 8, respecting the above noted matter.

The Committee approved the following:

- (a) That the 1995 Financial Report for the Corporation of the City of Hamilton dated 1995 December 31 be approved; and,
- (b) That the City Treasurer publish the required 1995 Financial Information, based on the audited Report, in the Hamilton Spectator, within the next 60 days.

(b) Property Tax Relief - Royal Hamilton Light Infantry Veterans Association

The Committee was in receipt of a report from the Treasurer dated 1996 May 13, respecting the above noted matter.

The Committee approved the following:

- (a) That the request for Property Tax relief from the Royal Hamilton Light Infantry Veterans Association for 1994 and 1993 in accordance with the Policy on Tax exemption for Veteran's Associations adopted by City Council 1981 September 29, be approved in the total amount of \$10,165.20; and,
- (b) That this exemption be charged to Account CH 53319 24102 (Property Tax Relief) as an approved overdraft of this account; and,
- (c) That this exemption reflects the first and second years of ten years that the policy allows for this exemption and will require applications for future years on a yearly and per need basis.

(c) Information Report - Farming of Vacant Land - Tax Implications

The Committee was in receipt of an Information Report from the Treasurer dated 1996 May 21 which was distributed at the meeting.

The Treasurer spoke to the Committee and indicated that discussions have taken place between staff of the Building, Law and Treasury Departments in conjunction with the Regional Assessment Office with respect to the former Bishop Ryan school site and its assessment as farmland in 1994.

Members of the Committee then discussed this matter at some length with particular reference to the significant impact having this property's assessment changed to farmland creates. It was then agreed:

That the Ward Aldermen and the Mayor meet with the appropriate people at the Roman Catholic Diocese of Hamilton on the City's concerns on the uses of the former Bishop Ryan School site.

5. DIRECTOR OF PROPERTY/CHIEF ADMINISTRATIVE OFFICER - Installation of Servicing - 817 and 821 Stone Church Road East (formerly Leaway Avenue)

The Committee was in receipt of a joint report from the Director of Property and the Chief Administrative Officer dated 1996 May 13, respecting the above noted matter.

The Committee approved the following:

- (a) That Bot Construction Limited be authorized to proceed with the installation of sanitary and water servicing to the lot line of 817 and 821 Stone Church Road East, at a cost not to exceed \$23,000; and,
- (b) That the estimated cost of \$23,000 to extend sanitary and water servicing to the lot line of 817 and 821 Stone Church Road East be charged to Account Centre 00102 (Reserve for Property Purchases).

6. TREASURER/CITY SOLICITOR - Requested Information Report - Options Regarding Downtown Taxes

The Committee was in receipt of a joint information report from the Treasurer and the City Solicitor dated 1996 May 6, respecting the above noted matter.

The Mayor spoke to this matter and indicated that he would be meeting soon with the Assessment Commissioner on the information contained in the above-noted Information Report.

In this regard, the Committee agreed to table this matter.

7. REFERRAL FROM CITY COUNCIL

(a) Fees - Downtown Redevelopment

The Committee was in receipt of a memorandum from the City Clerk dated 1996 May 16, respecting the above noted matter.

The memorandum advised that City Council, at its meeting held Tuesday, 1996 May 14th has approved the following Motion:

WHEREAS the revitalization of Hamilton's Downtown Core is critical to the well being and prosperity of the entire region of Hamilton Wentworth; and,

WHEREAS "residential development" in the Downtown Core is fundamental to any improvement and revitalization of the Downtown; and,

WHEREAS, virtually every study and every opinion expressed on revitalizing the Downtown have clearly pointed to the lack of residential development in the Downtown as being at the very root of it's problems,

THEREFORE BE IT RESOLVED:

- (a) That the City of Hamilton waive all residential development charges in the area bounded by Queen, Cannon, Victoria and Hunter Streets for a 3 year period.
- (b) That the Region of Hamilton-Wentworth be requested to review it's development charges respecting the application of residential charges in the Downtown Core, that area outlined in section (a) with the intent of imposing no development charges in this area.
- (c) That 5% land dedication, building permit fees and parking requirements for new residential developments be forwarded to the Finance and Administration Committee and the Planning and Development Committee for financial consideration of eliminating those fees as a catalyst for downtown redevelopment.

With respect to sub-section (a) above, Alderman Charters suggested that the staff report focus in on a narrower area from James to Wellington as well as the larger area as specified. Alderman Agro disagreed with this suggestion, and requested that the staff recommend focus on the larger area.

Following discussion, the Committee agreed to refer this matter to the Building Commissioner for a report back.

(b) Street Vendor at King and James Street

The Committee was in receipt of a memorandum from the City Clerk dated 1996 May 16, advising the Committee that City Council at its meeting held Tuesday, 1996 May 14th had referred back a recommendation regarding the termination of a street vending contract and location on the north side of King Street East, just east of James.

The Committee was also in receipt of a recommendation from the Commissioner of Public Works and Traffic in response to the above-noted referral back.

The Committee was further in receipt of a written submission from Ms. Nancy Hewak, Solicitor, Pelech, Otto & Powell on behalf of Jamshid Haidary. Ms. Hewak was also in attendance at the meeting.

Doug Farquhar of the Public Works and Traffic Department spoke to the Committee on the difficulties at this location.

Following discussion, the Committee then approved the following:

- (a) That, as a result of the difficulties experienced and subsequent to a discussion thereof with Mr. Jamshid Haidary and his lawyer, this vendor be given a trial period to 1996, June 28 to operate on the sidewalk and adjacent to the curb at the prescribed site in front of # 9 King Street East in accordance with the terms and conditions of a contract in a form satisfactory to the City Solicitor; and,

- (b) That Public Works staff closely monitor the operation during that trial period and report back to the Committee on the results of the trial period at the July 2 meeting; and,
- (c) That this contract be voidable by the vendor on or before 1996 July 2, on the terms that he provide a signed discharge and release in a form satisfactory to the City Solicitor, entitling him to receive a full refund of the \$7,000 fee paid to the site for the use of the site; and,
- (d) That when the site is no longer operated by this vendor, it be removed from the approved street vendor list and not be available to any other street vendors.

8. **TAXI ADVISORY COMMITTEE - Licence Fee Increases - Taxi and Livery**

The Committee was in receipt of a report from the Taxi Advisory Committee dated 1996 May 17. The Taxi Advisory Committee recommended the following:

That there be a twenty percent increase in the licence fees for the following licensing categories: Taxi Cab Driver, Taxi Cab Owner, Taxi Cab Broker, New Taxi Cab Leases, Renewal Taxi Cab Leases, Livery Vehicle and Livery Driver.

Alderman Drury, Chairman of the Taxi Advisory Committee spoke to the Committee about this recommendation.

The Committee was also in receipt of a report from the Acting City Clerk dated 1996 May 17th respecting Licence Fee Increases - Taxi and Livery.

The Acting City Clerk spoke to the Committee about the fee increases which had been recommended by the User Fee Consultants in their Report.

Discussion ensued on this matter, and the Committee approved the following:

- (a) That all new taxi and livery licences for the remainder of 1996 be issued on the basis of the following new licence fees in addition to the new licence processing fee approved for all new licences by City Council on 1996 February 27th:

	<u>Current</u>	<u>Proposed</u>
Taxi Cab Driver	\$ 50	\$100
Taxi Cab Broker	\$270	\$540
Taxi Cab Leases - new	\$ 60	\$120
Livery Vehicle	\$210	\$420
Livery Driver	\$ 50	\$100

- (b) That the City Solicitor be authorized to prepare the appropriate By-law.
- (c) That a three-person delegation from the Taxi Advisory Committee be invited to come to the June 18th meeting of the Finance and Administration Committee to discuss the 1997 fee increases.

Note: Alderman Agro and Alderman Kiss opposed.

9. CITY CLERKSesquicentennial Commemorative Section - Spectator

The Committee was in receipt of a report from the Acting City Clerk dated 1996 May 17, respecting the above noted matter.

The Committee approved the following:

- (a) That a half page ad at a cost of \$2,363 be placed in a Special Sesquicentennial commemorative section in The Spectator to be published on Saturday, 1996 June 8th in commemoration of the 150th Anniversary of the City of Hamilton and The Spectator; and,
- (b) That the cost for this ad be charged to Account No. CH 56302 12001 (Advertising & Promotion).

ADDED - SESQUICENTENNIAL/CHAMBER OF COMMERCE COMMEMORATIVE COIN

The Committee was in receipt of added correspondence from the Executive Director of the Hamilton Sesquicentennial Celebrations Inc. requesting that City Council endorse the Sesquicentennial/Chamber of Commerce Commemorative Coin.

Some discussion ensued on this matter, and the Committee requested that a sample rendering of the coin be distributed to members of Council prior to the City Council meeting.

On this basis, the Committee then approved the following:

- (a) That City Council officially recognize the Sesquicentennial Commemorative Coin produced as a joint project of Hamilton Sesquicentennial Celebrations Inc. and The Hamilton & District Chamber of Commerce; and,
- (b) That City Council encourages merchants, retailers and other entities in the Greater Hamilton Community to accept the Sesqui Coin in lieu of legal tender, during the period of 1996 June 10th to December 31st inclusive.

ADDED - THEATRE AQUARIUS - PROPERTY TAX DEFERRAL

The Mayor spoke to the Committee concerning the recent action taken by the Hamilton Board of Education respecting the efforts by Theatre Aquarius and the Art Gallery of Hamilton for private legislation for tax exempt status.

In this regard, an Information Report from the Chief Administrative Officer dated 1996 May 17th on this matter was distributed.

The Mayor expressed concern at the Board of Education's decision specifically with its decision to defer taxes, which is a matter under the City's control. In this regard, it was agreed that the Mayor should correspond with the Chairman of the Board of Education for the City of Hamilton stressing this point and the concerns on the Board's actions.

The Mayor also wished to place the following Notice of Motions before the Committee:

1. That the City deduct from levy payments to the Hamilton Board of Education the portion of taxes attributable to Theatre Aquarius for the three years of 1997 - 1999.
2. That the City Treasurer report back to the Finance and Administration Committee on phasing of tax payments to the Hamilton Board of Education.

Further to this, the Committee approved the following for presentation to City Council:

That the City's assistance be given to both Theatre Aquarius and The Art Gallery of Hamilton in their efforts of seeking private legislation with a Private Members Bill for tax exempt status.

**ADDED - FLAMBORO DOWNS REQUEST - TELETHEATRE LOCATION**

The Committee was in receipt of a request from Flamboro Downs respecting a proposed teletheatre location at 801 Mohawk Road West, Harvard Square Hamilton.

Some discussion ensued in general about the number of gambling sites now being located in the City and the anticipation of more to come.

In this regard, the Committee approved the following:

That the Planning and Development Committee be requested to review zoning requirements for present and future gambling locations in the City of Hamilton.

The Committee agreed to table this matter, and Alderman Ross indicated that as he was in support of the request he would raise it at Council for approval.

**ADDED - ALDERMAN WILSON - FRUIT AND VEGETABLE STANDS ON VACANT LOTS**

Alderman Wilson spoke to the Committee on behalf of one of his constituents who owns a store at Huxley and Main and is becoming very frustrated by the unfair competition of businesses setting up on vacant City lots and operating fruit and vegetable stands.

A number of other members of the Committee also expressed concerns about this same type of occurrence in their Wards.

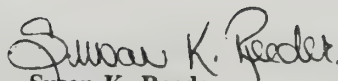
In this regard, the Acting City Clerk advised that the Regional Assessor is looking at this matter with a view to assessing them as businesses. As well, the Acting City Clerk advised that the City Clerk's Department is presently reviewing the whole area of Transient Traders and will be reporting to the Finance and Administration Committee on this issue.

11. **ADJOURNMENT**

There being no further business, the meeting then adjourned.

Taken as read and approved,

**ALDERMAN B. CHARTERS, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

  
Susan K. Reeder  
Secretary  
1996 May 21



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

B.

**DATE:** 1996 May 29

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Mr. J. J. Schatz  
City Clerk

**SUBJECT:** Use of Forecourt  
Romanian Orthodox Church

**RECOMMENDATION:**

That approval be given to the action taken by the City Clerk in authorizing the Romanian Orthodox Church Community to use the City Hall forecourt and related equipment on Friday, 1996 May 31 from 6:15 p.m. until 8:00 p.m. for a peaceful demonstration regarding Canadian Immigration Laws.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:** N/A

**BACKGROUND:**

Members of the Romanian Orthodox Church propose holding a small, peaceful demonstration on the City Hall forecourt to protest Canadian Immigration Laws, in particular the imposition of fines on ships on which refugees are found.

The Church membership feel that this law resulted in the recent incident where three refugees were cast adrift on the high seas in order to avoid such penalties.

The group will walk from the Romanian Orthodox Church on MacNab Street North to City Hall where local politicians and citizens will be invited to speak.

cc: Mayor's Office  
Rob Swan, Manager, Building Operations & Maintenance Division  
Information Desk



C. (i)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1996 June 4

**JUN 7 1996**

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**SUBJECT:** Authorization to enter into extension agreements on  
specific properties for the payment of realty tax arrears

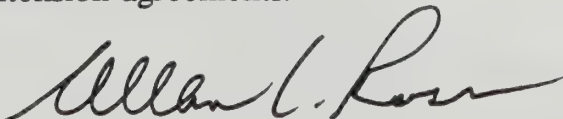
**RECOMMENDATION:**

- (a) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on June 28, 1994:

44 Dalewood Crescent  
47 Duke Street  
696 King Street East  
242 Nugent Drive  
57 Tyrone Drive  
220 Cannon Street East  
196 East 23rd Street  
1097 King Street West

90 Queen Street South  
184 King Street East  
1485 Main Street East  
872 Upper Sherman Ave  
159 Chester Avenue  
87 Wexford Ave North  
794 Rennie Street

- (b) That the attached by-law to authorize the said Extension Agreements be enacted by Council.
- (c) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.



**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The execution of the by-law and agreements, where required, will defer the City's right to sell the lands for tax arrears for a maximum period of 24 months; however, the City will be in receipt of regular monthly payments towards current and prior years arrears over the term of the agreements.

**BACKGROUND:**

Section 8 of the Municipal Tax Sales Act provides that the municipality, by a by-law passed after the registration of the tax arrears certificate and before the expiry of the one-year period for redemption, may authorize an extension agreement with the owner of the land extending the period in which the cancellation price is to be paid. On June 28, 1994, in accordance with this legislation, Council approved a policy authorizing the City to enter into extension agreements with taxpayers providing certain conditions were met.

The owner of a property which has been registered for tax arrears may request the City to consider an extension agreement at any time up to and including the final day on which the redemption period expires. Administratively, there may not be sufficient time to obtain the necessary Council approval of the by-law prior to this deadline. Accordingly, staff are requesting advance authorization for the City to enter into extension agreements, if necessary, with the owners of the above specific properties providing they meet the conditions outlined in the policy adopted by Council on June 28, 1994.

In certain instances when all of the conditions in the extension agreement policy are not met the Treasurer should be allowed the latitude to recommend an extension agreement be entered into if it is deemed to be in the best financial interest of the municipality. Under these circumstances a separate report would be provided to the Committee for deliberation and approval.

During the initial months of this repayment option it has been ascertained that operational time constraints, e.g. writing of reports, council approvals, make it necessary to have the authorization to enter into these extension agreements pre-approved. Accordingly, in the month that the legislated final notices for the tax registration process are mailed out (280 days from the registration date), a listing of all those properties for which the owners may wish to enter into an extension agreement will be forwarded to Committee and Council for approval. Owners who show an interest in entering into an extension agreement with the City prior to the mailing of the final notices, will be added to the monthly reports as required.

WGG/tab

**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

A)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	44 DALEWOOD CRESCENT 25 18 01 00510 6500 PLAN 652 PT LOT 1408 PT LOT 1409 SEPTEMBER 12, 1995 VM217192 SEPTEMBER 12, 1996	<b>\$21,308.58</b>
B)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION  DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	90 QUEEN STREET SOUTH 25 18 01 00950 0130 SURVEY J MILLS BLK2 RANGE 1 PT LOT 3 SEPTEMBER 28, 1995 VM218248 SEPTEMBER 28, 1996	<b>\$17,062.81</b>
C)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION  DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	47 DUKE STREET 25 18 02 01325 0830 PLAN 1270 PT LOTS 122 & 123 RP 62R3460 PART 1 SEPTEMBER 20, 1995 VM217751 SEPTEMBER 20, 1996	<b>\$52,100.47</b>
D)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	184 KING STREET EAST 25 18 02 01520 0250 PLAN 73 PT LOT 2 PT LOT 3 SEPTEMBER 20, 1995 VM217750 SEPTEMBER 20, 1996	<b>\$52,136.69</b>
E)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	696 KING STREET EAST 25 18 03 02325 0130 PLAN 27 PT LOT 6 SEPTEMBER 26, 1995 VM218064 SEPTEMBER 26, 1996	<b>\$37,709.46</b>
F)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	1485 MAIN STREET EAST 25 18 04 03330 8600 CON 2 PT LOT 2 BTN HAM SEPTEMBER 26, 1995 VM218062 SEPTEMBER 26, 1996	<b>\$35,057.96</b>
G)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	242 NUGENT DRIVE 25 18 05 04510 4130 PLAN 1249 LOT 38 SEPTEMBER 12, 1995 VM217197 SEPTEMBER 12, 1996	<b>\$15,341.99</b>
H)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	872 UPPER SHERMAN AVE 25 18 07 06510 8390 CON 6 PT LOT 9 BTN HAM SEPTEMBER 12, 1995 LT388972 SEPTEMBER 12, 1996	<b>\$30,870.03</b>
I)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	57 TYRONE DRIVE 25 18 08 09310 2180 PLAN 1369 LOT 26 SEPTEMBER 12, 1995 LT388975 SEPTEMBER 12, 1996	<b>\$22,674.94</b>

**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

J)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION  DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	159 CHESTER AVENUE 25 18 08 09710 4410 PLAN 823 PT LOT 36 RP 62R13365 PART 2 SEPTEMBER 12, 1995 LT388973 SEPTEMBER 12, 1996	<b>\$19,137.64</b>
K)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION  DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	220 CANNON STREET EAST 25 18 02 01820 6380 PLAN 255 LOT 100 TO 101 PT LOT 99 OCTOBER 2, 1995 VM218694 OCTOBER 2, 1996	<b>\$31,993.02</b>
L)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	87 WEXFORD AVE NORTH 25 18 04 03120 7650 PLAN 527 LOT 40 AUGUST 25, 1995 VM216191 AUGUST 25, 1996	<b>\$19,380.48</b>
M)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	196 EAST 23RD STREET 25 18 07 06740 5050 PLAN 485 LOT 464 PT LOT 463 AUGUST 29, 1995 LT387951 AUGUST 29, 1996	<b>\$13,626.35</b>
N)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	794 RENNIE ST 25 18 05 05010 0520 PLAN 308 PT LOT 17 SEPTEMBER 12, 1995 VM217195 SEPTEMBER 12, 1996	<b>\$22,591.55</b>
O)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	1097 KING STREET WEST 25 18 01 00550 1390 PLAN 646 PT LOT 335 PT LOT 336 NOVEMBER 7, 1995 VM220880 NOVEMBER 7, 1996	<b>\$14,076.48</b>

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96-**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
  - (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
  - (c) that any person may pay the Cancellation Price at any time.
  - (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
  - (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.
3. As also provided in the Municipal Tax Sales Act,
- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
  - (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this                      day of                      1996, A.D.,

CITY CLERK

MAYOR

C. (ii)

**CITY OF HAMILTON  
- RECOMMENDATION -**

**DATE:** 1996 June 11

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** Allan C. Ross  
Treasurer

**JUN 11 1996**

**SUBJECT:** Financing contribution to the Joint 1996 Conferences of the Ontario Association of Cemeteries and Ontario Funeral Services Association to be held in Hamilton, 1996 September 15-18

**RECOMMENDATION:**

- a) that the amount of \$5,000 contribution to assist in defraying the costs of the Joint 1996 Conferences of the Ontario Association of Cemeteries and Ontario Funeral Services Association to be held in Hamilton, 1996 September 15-18 be financed from the Hosting of Conferences with Municipal Subject Content Account Ch 55307 80040.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

There are sufficient budgeted funds within the above noted account.

**BACKGROUND:**

Parks and Recreation Committee at their meeting 1996 June 18, will be considering a report from the Department of Public Works and Traffic requesting a City of Hamilton contribution to assist in defraying the costs of this conference. The report identified a direct benefit to the Convention Centre of approximately \$15,000 in rental fees. In addition, Regional Economic Development has suggested that the economic impact to the City for this joint Conference would be \$600,000.

If the Parks and Recreation Committee agree to this contribution, then there are budgeted funds within the Hosting of Conferences with Municipal Subject Content account, which is the appropriate account for this type of event and contribution.

*Rev.*

TREASURY		
1996 JUN 12		
ROUTE	REC'D	
A.C.R.		
N.R.A.		
T.W.D.		
D.J.K.		
C.M.		
A.N.		

**CITY OF HAMILTON**

**- RECOMMENDATION -**

**DATE:** May 23, 1996

**REPORT TO:** Kevin C. Christenson, Secretary  
Parks & Recreation Committee

**FROM:** Doug Lobo, Commissioner  
Department of Public Works and Traffic

**SUBJECT:** Ontario Association of Cemeteries and Ontario Funeral Services  
Association Joint Conference

**RECOMMENDATION:**

- (a) That an amount of \$5,000 be provided to assist in defraying the overall cost associated with hosting the first Joint Conference of the OAC & OFSA being held at Hamilton Convention Centre, September 15-18, 1996; and,
- (b) That the Finance and Administration Committee recommend the method of financing.

*D. Lobo*

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The financial benefits to the City of Hamilton will be approximately \$15,000 in rental fees for the Convention Centre. As well, there will be an income of \$1,600 in fees for the Golf Tour to be held at King's Forest.

The Region's Economic Development Department has prepared an economic impact statement which concludes that the financial impact on the City would be \$600,000.

**BACKGROUND:**

The Ontario Association of Cemeteries' Convention last met in Hamilton in October 1988. The conventions rotate around the Province with a bid and selection process. In 1994 The Ontario Association of Cemeteries and The Ontario Funeral Services Association agreed in principal to conduct a joint conference to improve relations. This had never been done before. Hamilton won the selection because of previous conferences, the facilities available and the central location. The joint conference is expected to draw 200 delegates and 100 more in trade show personnel and spouses.

c.c. Allan Ross, City Treasurer  
c.c. Susan Reeder, Secretary, Finance & Administration Committee

D.

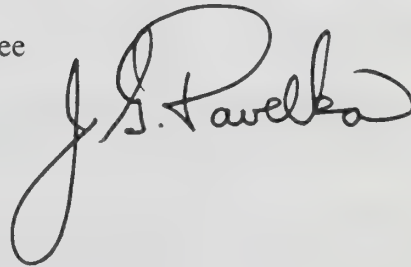
**CITY OF HAMILTON**  
**- RECOMMENDATION -**

JUN 7 1996

**DATE:** 1996 June 4

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. G. Pavelka, P. Eng.  
Chief Administrative Officer

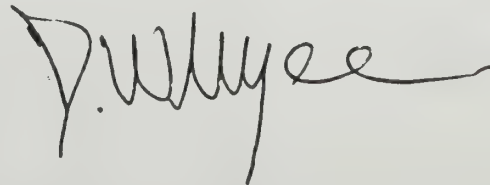


D. W. Vyce  
Director of Property

**SUBJECT:** Re-Roofing Hamilton Public Library

**RECOMMENDATION:**

- (a) That approval be given to issue a purchase order in the amount of \$581,884.19 inclusive of G.S.T.(\$38,067.19) to commission TRIO Roofing Systems Inc. of Etobicoke, Ontario for the replacement of the roof at the Hamilton Public Library, 55 York Blvd. Hamilton, Ontario this being the lowest quotation received in accordance with the specifications issued by the Purchasing Division, Ref: C14-6-96; and ,
- (b) That the Mayor and City Clerk be authorized and directed to execute a contract in a form satisfactory to the City Solicitor; and,
- (c) That this expenditure be funded from Library Roof Replacement Phase II, Capital Account CF 319641024.



## **FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

This expenditure is in the approved 1996 Capital Budget work plan and is less than the estimated expenditure of \$578,000.

## **BACKGROUND:**

The Property Department identified that the roof system at the Hamilton Public Library has surpassed its life expectancy and requires replacement.

In June of 1994 C.G.A. Roof Consultants were retained by Building Operations and Maintenance Division of the Property Department to develop specifications and drawings and to provide a budgetary analysis for a capital budget submission. The specifications were developed, a budget figure was formulated and this project was tendered May 9, 1996. The attached spreadsheet depicts the result of the quotations received.

JP/DWV/ghl

attch.

cc: A. Ross, City Treasurer, Treasury Department  
R. Desnoyers, Assistant Manager, Building Operations & Maintenance  
J. Krochak, Senior Buyer, Purchasing  
Ken Roberts, CEO Library  
Phil Hooker, Senior Solicitor

# THE CORPORATION OF THE CITY OF HAMILTON

Ref: C14-6-96

Closed: May 30, 1996

## Re-Roofing Hamilton Central Library

PART A	Riddell Sheet Metal	Atlantic Roofers	Whiteside Roofing	Roaque Roofing	Trio Roofing Systems
Roofing	\$496,700.00	\$545,000.00	\$588,000.00	\$615,000.00	no bid
Cash allow.	\$35,000.00	\$35,000.00	\$35,000.00	\$35,000.00	
Conting.	\$37,000.00	\$37,000.00	\$37,000.00	\$37,000.00	
Subtotal	\$568,700.00	\$617,000.00	\$660,000.00	\$687,000.00	
7% GST	\$39,809.00	\$43,190.00	\$46,200.00	\$48,090.00	
Total	\$608,509.00	\$660,190.00	\$706,200.00	\$735,090.00	

PART B	Riddell Sheet Metal	Atlantic Roofers	Whiteside Roofing	Roaque Roofing	Trio Roofing Systems
Roofing	\$488,800.00	\$595,000.00	\$630,000.00	\$750,000.00	\$471,817.00
Cash allow.	\$35,000.00	\$35,000.00	\$35,000.00	\$35,000.00	\$35,000.00
Conting.	\$37,000.00	\$37,000.00	\$37,000.00	\$37,000.00	\$37,000.00
Subtotal	\$560,800.00	\$667,000.00	\$702,000.00	\$822,000.00	\$543,817.00
7% GST	\$39,256.00	\$46,690.00	\$49,140.00	\$57,540.00	\$38,067.19
Total	\$600,056.00	\$713,690.00	\$751,140.00	\$879,540.00	\$581,884.19

E-D ROOFING: Unable to bid

Bertozzi Roofing: Disqualified - Bonding unacceptable

Solar Roofing: Disqualified - Did not submit Agreement to bond

Julian Roofing: Disqualified - Did not use revised price page

NOTE: Only the total contract price may be given out under freedom of information. No other information



E. (i)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

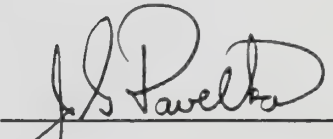
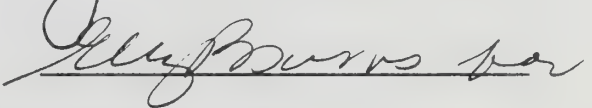
**DATE:** 1996 June 7

**JUN 10 1996**

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. G. Pavelka, P. Eng.  
Chief Administrative Officer

John Johnston  
Commissioner of Human Resources

**SUBJECT:** Labourers' International Union of North America, Local  
837 (C-016-096)

**RECOMMENDATION:**

- (a) That the amendment to the Labourers' International Union of North America, Local 837, Collective Agreement be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton; and,
- (b) That the Fair Wage Schedule be amended to reflect this change.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

(Term of the Collective Agreement - 1995-1998)

**Institutional, Commercial and Industrial Sector**

DATE	WAGES	PENSION	WELFARE
Old rate	\$22.25	\$1.42	\$1.90
May 1/96	\$22.25	\$1.42	\$1.90
May 1/97	\$22.26	\$1.63	\$2.00
Nov 1/97	\$22.26	\$1.98	\$2.00

**Sewer and Watermain Sector**

DATE	WAGES	PENSION	WELFR.
Old rate	\$21.14	\$1.62	\$1.90
Jan 1/96	\$21.14	\$1.62	\$2.00
Jan 1/97	\$21.14	\$1.72	\$2.00
Jan 1/98	\$21.59	\$2.02	\$2.00



E. (ii)

**CITY OF HAMILTON**  
**- RECOMMENDATION -**

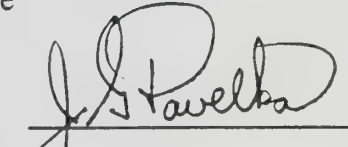
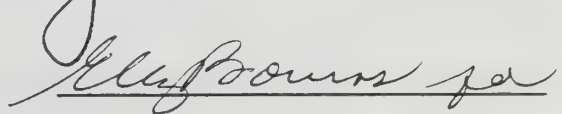
**DATE:** 1996 June 7

**JUN 10 1996**

**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** J. G. Pavelka, P. Eng.  
Chief Administrative Officer

John Johnston  
Commissioner of Human Resources

**SUBJECT:** United Association of Plumbers and Pipefitters, Local 67  
(C-017-096)

**RECOMMENDATION:**

- (a) That the amendment to the United Association of Plumbers and Pipefitters, Local 67, Collective Agreement be received pursuant to the Fair Wage Policy of the Corporation of the City of Hamilton; and,
- (b) That the Fair Wage Schedule be amended to reflect this change.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

(Term of the Collective Agreement - 1995-1998)

DATE	WAGES	PENSION	WELFARE
Old Rate	\$27.56	\$3.00	\$1.50
June 3/95	\$26.57	\$3.04	\$1.50
May 1/96	\$27.07	\$3.04	\$1.50
May 1/97	\$27.84	\$3.04	\$1.50
Nov 1/97	\$27.85	\$3.04	\$1.50



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

E. (iii)

**DATE:** 1996 June 7

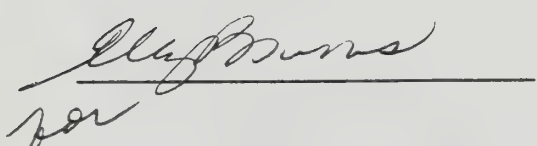
**REPORT TO:** Susan K. Reeder, Secretary  
Finance and Administration Committee

**FROM:** John Johnston  
Commissioner of Human Resources

**SUBJECT:** Appointments to and Terminations from Permanent  
Positions with the Corporation of the City of Hamilton (C-  
019-096)

**RECOMMENDATION:**

That the attached listing of Appointments to and Terminations from Permanent positions with the Corporation to 1996 June 6 be approved.

  
JJ/mb

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

Attached.

**THE CORPORATION OF THE CITY OF HAMILTON**

**APPOINTMENTS TO PERMANENT POSITIONS**

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. David Bowley	I	Landscaper (DI5)	Public Works & Traffic Services	Returned to former position due to restructuring	\$36,416.64	May 02/96
Mr. Ronald Morris	I	Carpenter (TI)	Public Works & Traffic Services	New Position Council Approved March 28, 1996	\$42,011.84	May 06/96

Prepared June 6, 1996

Status -
Internal - I
External - E

# THE CORPORATION OF THE CITY OF HAMILTON

## TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Ms. Christine Armstrong	Customer Service Rep. Plan Examiner	Building	Resigned	2 years, 5 months	May 16/96
Mr. William Aubert	Firefighter I	Fire	Retired	30 years, 7 months	May 30/96
Ms. Winnifred Keenan	Print/Mail Clerk II	Clerk's	Terminated	4 years, 10 months	April 28/96
Mr. Roger Knapman	Traffic Signal Specialist	Traffic	Terminated	6 months	April 26/96
Mr. Robert Morton	Facility Supervisor	Culture & Recreation	Terminated	14 years, 6 months	April 24/96
Mr. Glen Peace	Platoon Chief	Fire	Resigned	24 years, 8 months	May 11/96

Prepared June 6, 1996

### Glossary of Terms

Terminated ~ long term disability  
 ~ discharge  
 ~ downsizing  
 ~ redundant

Resigned ~ personal betterment  
 ~ personal reasons



F.

**CITY OF HAMILTON**

**-RECOMMENDATION-**

**DATE:** 1996 June 13th

**REPORT TO:** Alderman B. Charters, Chairman & Members,  
Finance and Administration Committee

**FROM:** Susan K. Reeder, Secretary,  
Finance and Administration Committee

**SUBJECT:** Information Items

**RECOMMENDATION:**

That the following Information Items, which have been previously forwarded to members of the Committee under separate cover, be received for information purposes:

- (a) Memorandum - City Clerk - Wheelchair Accessible Integrated Taxicab Licences - Position Paper - memo dated 1996 May 27th
- (b) Memorandum - Regional Clerk's Office - Amendment to Regional Development Charges By-law R94-064 - memo dated 1996 May 22nd
- (c) Minutes - Hamilton Status of Women Sub-Committee - meeting held 1996 May 6th
- (d) Information Report - Fire Chief - Fire Underwriters Survey - report dated 1996 June 7th
- (e) Information Report - Fire Chief - 1995 Hamilton Fire Department Annual Report

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**BACKGROUND:**

The above-noted documents have been sent out to members of the Committee and the applicable staff for information purposes, and are being formally presented to the Committee in order to be officially received. Approval of this recommendation to receive these documents will ensure that the circulation procedure followed for these matters is recorded.

7

# CITY OF WASHINGTON

## RECOMMENDATION

DATE: 1/15/19

APPROVED BY: [Signature]  
OFFICE: [Title]

DATE: 1/15/19  
OFFICE: [Title]

DATE: 1/15/19

DATE: 1/15/19

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